
NEW YORK STATE
REGISTER

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State agencies must specify in each notice which proposes a rule the last date on which they will accept public comment. Agencies must always accept public comment: for a minimum of 45 days following publication in the *Register* of a Notice of Proposed Rule Making or a Notice of Emergency Adoption and Proposed Rule Making for which full text was included in the Notice or posted on a state web site, or which is a consensus rule or a rule defined in SAPA § 102(2)(a)(ii); or for a minimum of 60 days following publication in the *Register* of a Notice of Proposed Rule Making or a Notice of Emergency Adoption and Proposed Rule Making for which a summary of the text of the rule was included in the Notice and the full text of which was not published on a state web site; and for 30 days after publication of a Notice of Revised Rule Making in the *Register*. When a public hearing is required by statute, the hearing cannot be held until 45 days after publication of the notice, and comments must be accepted for at least 5 days after the last required hearing. When the public comment period ends on a Saturday, Sunday or legal holiday, agencies must accept comment through the close of business on the next succeeding workday.

For notices published in this issue:

- the 60-day period expires on March 22, 2015
- the 45-day period expires on March 7, 2015
- the 30-day period expires on February 20, 2015

**ANDREW M. CUOMO
GOVERNOR**

**CESAR A. PERALES
SECRETARY OF STATE**

NEW YORK STATE DEPARTMENT OF STATE

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NEW YORK STATE REGISTER

Be a part of the rule making process!

The public is encouraged to comment on any of the proposed rules appearing in this issue. Comments must be made in writing and must be submitted to the agency that is proposing the rule. Address your comments to the agency representative whose name and address are printed in the notice of rule making. No special form is required; a handwritten letter will do. Individuals who access the online *Register* (www.dos.ny.gov) may send public comment via electronic mail to those recipients who provide an e-mail address in Notices of Proposed Rule Making. This includes Proposed, Emergency Proposed, Revised Proposed and Emergency Revised Proposed rule makings.

To be considered, comments must reach the agency before the proposed rule is adopted. The law provides for a minimum 45-day public comment period after publication in the *Register* of every Notice of Proposed Rule Making for which full text was included or posted on a state web site, or which is a consensus rule or a rule defined in SAPA § 102(2)(a)(ii); a minimum 60-day public comment period after publication in the *Register* of a Notice of Proposed Rule Making for which a summary of the text of the rule was included in the Notice and the full text of which was not published on a state web site; and a 30-day public comment period for every Notice of Revised Rule Making. If a public hearing is required by statute, public comments are accepted for at least five days after the last such hearing. Agencies are also required to specify in each notice the last date on which they will accept public comment.

When a time frame calculation ends on a Saturday or Sunday, the agency accepts public comment through the following Monday; when calculation ends on a holiday, public comment will be accepted through the following workday. Agencies cannot take action to adopt until the day after public comments are due.

The Administrative Regulations Review Commission (ARRC) is charged with the task of reviewing newly proposed regulations to examine the issues of compliance with legislative intent, impact on the economy, and impact on affected parties. In addition to sending comments or recommendations to the agency, please do not hesitate to transmit your views to ARRC:

Administrative Regulations Review Commission
State Capitol
Albany, NY 12247
Telephone: (518) 455-5091 or 455-2731

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NYS Department of State
One Commerce Plaza
99 Washington Avenue
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Albany, NY 12231-0001
Telephone: (518) 474-6957

KEY: (P) Proposal; (RP) Revised Proposal; (E) Emergency; (EP) Emergency and Proposal; (A) Adoption; (AA) Amended Adoption; (W) Withdrawal

Individuals may send public comment via electronic mail to those recipients who provided an e-mail address in Notices of Proposed Rule Making. This includes Proposed, Emergency Proposed, Revised Proposed and Emergency Revised Proposed rule makings. Choose pertinent issue of the *Register* and follow the procedures on the website (www.dos.state.ny.us)

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RULE MAKING ACTIVITIES

Each rule making is identified by an I.D. No., which consists of 13 characters. For example, the I.D. No. AAM-01-96-00001-E indicates the following:

AAM -the abbreviation to identify the adopting agency
01 -the *State Register* issue number
96 -the year
00001 -the Department of State number, assigned upon receipt of notice.
E -Emergency Rule Making—permanent action not intended (This character could also be: A for Adoption; P for Proposed Rule Making; RP for Revised Rule Making; EP for a combined Emergency and Proposed Rule Making; EA for an Emergency Rule Making that is permanent and does not expire 90 days after filing.)

Italics contained in text denote new material. Brackets indicate material to be deleted.

Department of Economic Development

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Empire State Post Production Tax Credit Program

I.D. No. EDV-03-15-00001-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: Addition of Part 230 to Title 5 NYCRR.

Statutory authority: L. 2010, ch. 57 as amd. by L. 2013, ch. 59

Subject: Empire State Post Production Tax Credit Program.

Purpose: Establish application procedure for the Empire State Post Production Tax Credit Program.

Substance of proposed rule (Full text is posted at the following State website: www.esd.ny.gov): The Empire State Post Production Tax Credit Program is a tax credit designed to attract film and television production companies to the State of New York so as to secure the associated economic and employment benefits for New Yorkers.

1) The regulation defines important terms, including, but not limited to “certificate of conditional eligibility,” “completion of a qualified film,” “post production costs,” “qualified film production company,” “qualified post production facility,” and “third party verification.” Of particular note, the definition of “post production costs” includes post production costs for musical composition except for expenditures for the salaries of music composers.

2) The regulation indicates that only authorized applicants, qualifying film production companies scheduled to begin post production within one hundred eighty (180) days, may apply for program benefits.

3) The regulation delineates the application process for participation in the program. An authorized applicant is to submit an initial application prior to completion of principal photography. The New York State Department of Economic Development (“DED”) may waive this requirement if the applicant can show exigent circumstances, and has not yet incurred qualified post production costs in New York. Applicants may be required to supplement their application with an interview with DED.

4) The regulation directs DED to assess initial applications to determine whether they are: (1) complete; (2) not premature [i.e., submitted no more than one hundred eighty (180) days prior to the commencement of post production]; (3) submitted prior to the end of principal photography; (4) submitted by a qualified production company; (5) in relation to a qualified film the applicant plans to complete; (6) projecting the applicant’s qualified production costs at a qualified post production facility in the production of a qualified film to equal or exceed 75% of the projected total post production costs, or projecting the applicant’s visual effects or animation at a qualified post production facility to meet or exceed \$3 million or 20% of the total post production costs for visual effects or animation paid or incurred in the post production of a qualified film at any post production facility, whichever is less; (7) supported by an attestation that the applicant did not submit false or misleading information to DED; (8) supported by certification that the applicant will purchase taxable tangible property and services, defined as qualified post production costs, only from companies registered to collect and remit New York state and local sales and use taxes; and (9) supported by a showing of the applicant’s intent to comply with the end credit requirements by either including in the end credits of each qualified film the phrase “This Production Participated in the New York State Governor’s Office for Motion Picture & Television Development’s Post Production Credit Program” and a logo provided by the Governor’s Office of Motion Picture and Television Development, or by including a New York promotional video approved by the Governor’s Office of Motion Picture and Television Development in each film distributed on the secondary market.

5) The regulation provides that, after review of the applicant’s application, DED shall advise the applicant as to whether the applicant’s initial application meets the Program requirements. DED may issue a certificate of conditional eligibility to an applicant if that applicant’s initial application meets the Program requirements.

6) DED evaluates final applications to determine whether: (1) the application is complete; (2) a qualified film was produced and completed; (3) the authorized applicant met the abovementioned requirements as to incurring qualified post production costs attributable to the use of tangible property or the performance of services at a qualified post production facility; (4) the authorized applicant did not knowingly submit false or misleading information; and (5) the applicant supplied documentation that the end credit requirements have been met. The Department may accept from an applicant a voluntary third party verification, performed by a qualified certified public accountant, as part of an applicant’s final application.

7) DED is to issue a certificate of tax credit to applicants whose final applications are approved, and a notice of disapproval stating the reason for the disapproval to any applicants whose final applications are not approved. Copies of certified tax credits are to be forwarded to the Department of Taxation and Finance.

8) The regulation provides that DED is to allocate tax credits each year in such a way as to give priority to applicants whose applications are approved at the earliest dates. In the event that an applicant’s tax credit would exceed the maximum annual tax credit under the program, \$7 million in 2013 and 2014, and \$25 million in 2015-2019, that applicant is to be given priority for a tax credit in the immediate succeeding year.

9) Applicants are required to retain records of any qualified post production costs used to calculate their potential or actual benefit(s) under the program for a minimum of three (3) years from the date the applicant claims the tax credit. Applicants are to make records available to DED during normal business hours at an office of the applicant’s within the

State or, if no such office is available, at a mutually agreeable and reasonable venue within the State for the three year period.

10) An applicant may appeal a denial by DED of its final application, or a calculation by DED of a tax credit. Appeals of denials of applications must be sent to DED within thirty (30) days of the date of the denial letter, and appeals of tax credit determinations must be sent to DED within thirty (30) days of the issuance of the certificate of tax credit. Failure to appeal within the thirty (30) day period constitutes a waiver of an applicant's right to appeal.

11) The regulation describes the appeal process for appeals pursuant to timely appeal letters. The Commissioner of DED is to appoint an independent hearing officer to render a recommendation to the Commissioner. The Commissioner is to issue a final decision on the appeal within sixty (60) days of receiving the hearing officer's recommendation. A copy of the final decision must be delivered to the applicant within ten (10) days of the Commissioner's final order.

12) The regulation directs DED to file a quarterly report with the director of the Division of the Budget and the chairmen of the Assembly Ways and Means Committee and Senate Finance Committee within fifteen (15) days after the close of each calendar quarter. The report must indicate: (1) the total dollar amount of certificates of tax credits issued during each month of the calendar quarter, broken down by month; (2) the number of film projects which have been issued certificates of tax credits of less than \$1 million per project and the total dollar amount of credits issued to those projects; (3) the number of film projects which have been issued certificates of tax credits of \$1 million or more but less than \$5 million per project and the total dollar amount of credits issued to those projects; (4) the number of film projects which have been issued certificates of tax credits of \$5 million or more per project and the total dollar amount of credits issued to those projects; (5) for each film project which has been issued a certificate of tax credit, an itemization of labor information and expenditures; and (6) information on the identity, residency, and value of tax benefits received for each participant receiving tax credits under the program.

13) The regulation requires DED to file a report on a biennial basis with the director of the Division of the Budget and the chairs of the Assembly Ways and Means Committee and Senate Finance Committee within fifteen (15) days after the close of every other calendar year, with the coverage period for the first report spanning two (2) years beginning January 1, 2013. The report is to be prepared by a third-party auditor. This report must contain: (1) information as to the efficiency of program operations, reliability of financial reporting, compliance with laws and regulations, and distribution of assets and funds; (2) an economic impact study prepared by an independent third-party; and (3) any other information the Commissioner deems to be useful in analyzing the effects of the program.

Text of proposed rule and any required statements and analyses may be obtained from: Thomas P. Regan, NYS Department of Economic Development, 625 Broadway, 8th Floor, Albany, NY 12245, (518) 292-5123, email: tregan@esd.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 45 days after publication of this notice.

Regulatory Impact Statement

STATUTORY AUTHORITY:

Chapter 57 of the Laws of 2010, as amended by Chapter 59 of the Laws of 2013, requires the Commissioner of the Department of Economic Development to promulgate regulations establishing the application process for the Empire State Post Production Tax Credit Program. These procedures include the process for applying for tax credits under the program, standards for the assessment of applications, and other provisions deemed necessary and appropriate. This regulatory impact statement is submitted in conjunction with the submission of a permanent regulation.

LEGISLATIVE OBJECTIVES:

The proposed rule is in accord with the public policy objectives the New York State Legislature sought to advance by enacting the Empire State Post Production Tax Credit Program. The program provides qualified film and television production companies with tax incentives to utilize New York State businesses in the post production of qualified films and television shows. It is the public policy of New York to attract post production work to the state; particularly the Upstate region. The tax benefits available under this program are intended to make New York a more desirable location for the post production of qualified films and television shows, and to secure employment for New Yorkers in post production jobs attracted via the tax benefits. The proposed rule helps to further such objectives by describing qualifying expenses which may be applied towards the tax credit, establishing the application process for the program, and clarifying how applications will be evaluated.

NEEDS AND BENEFITS:

The rulemaking is necessary in order to implement the statute contained

in Section 31 of Article 1 of the Tax Law, creating the Empire State Post Production Tax Credit Program. The statute authorizing the program directs the Commissioner of the Department of Economic Development to establish procedures for the implementation and execution of the program.

New York has long been a leading destination for film and television production. However, incentive programs offered by competitor states have lured film and television production companies away from New York. Accordingly, New York has adopted its own package of tax incentives for film and television production companies that make qualifying film production-related expenditures in the State. The Empire State Post Production Tax Credit Program is the latest incentive to be made available to film and television production companies conducting production activities in New York.

The Empire State Post Production Tax Credit Program will promote economic development and job creation in New York, and particularly the Upstate region, through tax benefits to film and television production companies that are conditioned on those companies incurring qualified post production expenses in New York. These incentives are critical to maintaining and growing New York's presence in the film and television production industries, and securing the economic benefits associated with vibrant activity in the film and television production fields. These goals cannot be achieved without first establishing procedures for the acceptance and evaluation of applications for Empire State Post Production Tax Credits.

The proposed regulation defines expenditures that qualify for tax credits under the program, and establishes the application procedures by which film and television production companies will obtain tax credits. These rules allow for the prompt and efficient commencement of the Empire State Post Production Tax Credit Program, ensure that qualifying expenses are limited to those which will truly promote the New York film and television production industries, and promote the general welfare of New Yorkers.

COSTS:

I. Costs to private regulated parties (the business applicants): None. The proposed regulation will not impose any additional costs to eligible business applicants.

II. Costs to the regulating agency for the implementation and continued administration of the rule: None.

III. Costs to the State government: None.

IV. Costs to local governments: None. The proposed regulation will not impose any costs on local governments.

LOCAL GOVERNMENT MANDATES:

None. There are no local government mandates associated with the Empire State Post Production Tax Credit Program.

PAPERWORK:

The rule establishes qualification rules and application procedures for the Empire State Post Production Tax Credit Program. These regulations establish paperwork burdens that include materials to be submitted as part of applications, additional documents the Commissioner may request from applicants as part of his evaluation of applications, and certain records that must be maintained by program participants for auditing purposes.

DUPLICATION:

The proposed rule will create a new section of the existing regulations of the Commissioner of the Department of Economic Development, Part 230 of 5 NYCRR. Accordingly, there is no risk of duplication in the adoption of the proposed rule.

ALTERNATIVES:

No alternatives were considered with regard to creating a new regulation in response to the statutory requirement. The regulation interprets the Empire State Post Production Tax Credit Program requirements as to the application process for tax credits under the program. This action is necessary in order to clarify how qualifying film production companies may obtain tax benefits under the program, and is required by the legislation establishing the Empire State Post Production Tax Credit Program.

FEDERAL STANDARDS:

There are no federal standards applicable to the Empire State Post Production Tax Credit Program; it is purely a state program that offers tax benefits to film and television production companies with qualifying expenses. Therefore, the proposed rule does not exceed any federal standard.

COMPLIANCE SCHEDULE:

The affected agency (Department of Economic Development) and any film and television production company applicants will be able to achieve compliance with the regulation as soon as it is implemented.

Regulatory Flexibility Analysis

Participation in the Empire State Post Production Tax Credit Program is entirely at the discretion of qualifying film and television production companies. Neither statute nor the proposed rule impose any obligation on any local government or business entity to participate in the program. The proposed rule does not impose any adverse economic impact or compli-

ance requirements on small businesses or local governments. In fact, the proposed rule may have a positive economic impact on small businesses. Small businesses may enjoy increased business if they provide to film and television companies products or services that constitute qualifying expenses for post production tax credits under the program.

Because it is evident from the nature of the proposed rule that it will have either no impact or a positive impact on small businesses and local government, no further affirmative steps were needed to ascertain that fact and none were taken. Accordingly, a regulatory flexibility analysis for small business and local government is not required and one has not been prepared.

Rural Area Flexibility Analysis

The Empire State Post Production Tax Credit Program is open to participation from any film or television production company that meets the qualification requirements. The location in which film and television production companies incur qualifying post production expenses is irrelevant, so long as the expenses meet program qualification requirements. The regulation will not have a substantial adverse economic impact on rural areas. Accordingly, a rural flexibility analysis is not required and one has not been prepared.

Job Impact Statement

The proposed rule establishes application procedures for film and television production companies to apply for benefits under the Empire State Post Production Tax Credit Program, as well as standards for the assessment of applications by the Commissioner of the Department of Economic Development. The Empire State Post Production Tax Credit Program provides tax incentives to film and television production companies that incur qualifying post production expenses in New York. The program aims to attract post production work to the state so as to stimulate economic activity and create jobs. The regulation will not have a substantial adverse impact on jobs and employment opportunities; rather, the program is intended to create jobs. Because it is evident from the nature of the rulemaking that it will have either no impact or a positive impact on job and employment opportunities, no further affirmative steps were needed to ascertain that fact and none were taken. Accordingly, a job impact statement is not required and one has not been prepared.

Department of Financial Services

NOTICE OF ADOPTION

Replacement of Life Insurance Policies and Annuity Contracts

I.D. No. DFS-44-14-00003-A

Filing No. 2

Filing Date: 2015-01-05

Effective Date: 2015-04-21

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of Part 51 (Regulation 60) of Title 11 NYCRR.

Statutory authority: Financial Services Law, sections 202 and 302; Insurance Law, sections 301, 2123, 2403 and 4226

Subject: Replacement of life insurance policies and annuity contracts.

Purpose: To allow immediate binding of coverage; reduce wait time to obtain new coverage; minimize need for revised disclosure statements.

Substance of final rule: Sections 51.1 through 51.8, and Appendices 10A, 10B, 10C and 11, are amended for technical purposes and clarification.

Section 51.1 states the purpose of Part 51.

Section 51.2 provides definitions.

Section 51.3(a) provides exemptions from the requirements of the regulation and is amended to provide additional conditional exemptions, including where an application for new coverage is made to an authorized insurer that is part of the holding company system of the existing insurer, and when new coverage is being issued pursuant to a plan approved by the Superintendent for the insurer to meet its obligations under Insurance Law section 3220(a)(6).

Section 51.4 permits alternate procedures under certain circumstances and is amended by separating the section into new subdivisions (a) and (b). New subdivision (b)(2) permits the use of alternate procedures when the insurer solicits the application by mail or other methods without agent or broker involvement and, at the customer's request, there is subsequent

limited agent or broker involvement to provide customer assistance or administrative support, provided that the Disclosure Statement is signed by the agent or broker and presented to the policyholder or contractholder.

Section 51.5 addresses duties of insurance agents and brokers and contains several amendments:

Section 51.5(c)(2) is amended by separating the notification and document submission requirements in subdivision (c)(2) into new paragraphs (2) and (3) of subdivision (c);

Section 51.5(c)(3) is renumbered as 51.5(c)(4) and is amended by removing the agent or broker's duty to present a completed Disclosure Statement to an applicant no later than when the applicant signed the application;

Section 51.5(c)(4) is renumbered as 51.5(c)(5) and is amended by removing the agent or broker's duty to have an applicant acknowledge that the completed Disclosure Statement was received and read;

Section 51.5(c)(5) is renumbered as 51.5(c)(6) and is amended by removing the agent or broker's duty to submit the completed Disclosure Statement with the application to the replacing insurer; and

Section 51.5(c)(7) is new and requires each agent or broker to submit to the replacing insurer, prior to policy or contract delivery, an accurate and complete Disclosure Statement signed by the agent or broker.

Section 51.6 addresses duties of insurers and contains several amendments:

Sections 51.6(a)(3), 51.6(b)(8) (as renumbered), and 51.6(c)(1) are amended by replacing the record retention language with a reference to the relevant regulation;

Section 51.6(b)(2) is amended by removing the replacing insurer's duty to require, with or as a part of each application, proof of receipt by the applicant of the completed Disclosure Statement;

Section 51.6(b)(3) is renumbered as section 51.6(b)(4). A new section 51.6(b)(3) is added to require the replacing insurer to require the agent or broker, prior to policy or contract delivery, to provide an accurate and complete Disclosure Statement signed by the agent or broker;

Section 51.6(b)(4) is renumbered as section 51.6(b)(6) and is amended to require a replacing insurer to furnish to a replaced insurer, within ten days of policy or contract delivery, the completed Disclosure Statement and a list of sales material used in the sale with an offer to provide such material within ten days of a request for the material;

Section 51.6(b)(7) is repealed. Section 51.6(b)(5) is renumbered as section 51.6(b)(7) and is amended to require a replacing insurer to submit annual electronic reports, by February 1 of each year, to the Superintendent indicating which insurers have failed to provide the information required under section 51.6(c)(2);

Section 51.6(b)(5) is new and requires a replacing insurer to deliver the completed Disclosure Statement to the policyholder or contractholder no later than the time of policy or contract delivery. Where the insurer requires the Disclosure Statement to be signed by the applicant, a copy of the applicant-signed Disclosure Statement shall be provided to the applicant at the time the applicant signs the Disclosure Statement;

Section 51.6(b)(6) is renumbered as section 51.6(b)(8);

Section 51.6(b)(9) is repealed. Section 51.6(b)(8) is renumbered as section 51.6(b)(9); and

Section 51.6(b)(10) is new and requires a replacing insurer to provide a revised Disclosure Statement no later than the time of delivery of the policy or contract to the owner if an initial Disclosure Statement was provided to the applicant prior to the issuance of the policy or contract and the policy or contract is issued other than as applied for, except when the change resulted from changes in the amount of expected initial or additional premiums or changes in amounts of exchanges pursuant to Internal Revenue Code section 1035 rollovers or transfers that do not impact the key benefits and features of the policy or contract as applied for.

Appendices 10A ("Disclosure Statement"), 10B ("Disclosure Statement: Annuity-to-Annuity Replacement Only"), 10C ("Important Notice Regarding Replacement or Change of Life Insurance Policies or Annuity Contracts") and 11 ("Definition of Replacement") are repealed and new Appendices 10A, 10B, 10C and 11 are added, reflecting changes to the forms resulting from the amendments to the regulation.

Final rule as compared with last published rule: Nonsubstantive changes were made in sections 51.3(a), 51.4(b)(1), 51.6(b)(10), 51.7(a)(1), 51.8, Appendixes 10A, 10B and 10C.

Text of rule and any required statements and analyses may be obtained from: Michael Maffei, New York State Department of Financial Services, One State Street, New York, NY 10004, (212) 480-5027, email: michael.maffei@dfs.ny.gov

Revised Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

The minor revisions made to the adopted rulemaking from the proposed version are not substantive and were made for the purpose of clarification. Therefore, the changes made to the last published rulemaking do not necessitate revision to the previously published RIS, RFA, RAFA and JIS.

Initial Review of Rule

As a rule that requires a RFA, RAFA or JIS, this rule will be initially reviewed in the calendar year 2018, which is no later than the 3rd year after the year in which this rule is being adopted.

Assessment of Public Comment

The Department of Financial Services (“Department”) received public comments on its proposed Third Amendment to 11 NYCRR 51 (Insurance Regulation 60) from two industry trade associations.

A trade association representing affected insurance producers submitted a comment supporting the proposed amendment to Insurance Regulation 60. It commented that “the proposed regulatory changes strike the proper balance between the consumers’ ability to complete a desired transaction in a timely fashion and continue to be protected from inappropriate and/or misleading sales by having the requisite information to make informed decisions. . . .”

A trade association representing New York authorized life insurers commented that it supported the proposed amendment to Insurance Regulation 60, especially the provisions that provide life insurers the flexibility to determine at which point during a replacement transaction the requisite Disclosure Statement needs to be delivered to the applicant (§§ 51.5(c)(7), 51.6(b)(3), and 51.6(b)(5)). In addition, the trade association requested clarification of § 51.6(b)(10), with respect to when a revised Disclosure Statement must be provided if the policy or contract as issued differs from the coverage that had been applied for. The Department revised the amendment to clarify that the revised Disclosure Statement could be provided at the insurer’s option earlier than the delivery of the policy or contract but no later than the date of such delivery.

New York State Gaming Commission

NOTICE OF ADOPTION

Restricted Time Periods for Clenbuterol Use on Standardbred Racehorses

I.D. No. SGC-49-13-00009-A

Filing No. 1108

Filing Date: 2014-12-31

Effective Date: 2015-04-01

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of section 4120.2(g)(5); and addition of section 4120.2(k) to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutual Wagering and Breeding Law, sections 103(2), 104(1), (19) and 122

Subject: Restricted time periods for clenbuterol use on standardbred racehorses.

Purpose: To enhance the integrity and safety of standardbred horse racing.

Text or summary was published in the December 4, 2013 issue of the Register, I.D. No. SGC-49-13-00009-RP.

Final rule as compared with last published rule: No changes.

Revised rule making(s) were previously published in the State Register on December 4, 2013.

Text of rule and any required statements and analyses may be obtained from: Kristen Buckley, Acting Secretary, New York State Gaming Commission, 1 Broadway Center, PO Box 7500, Schenectady, NY 12305-7500, (518) 388-3407, email: gamingrules@gaming.ny.gov

Initial Review of Rule

As a rule that does not require a RFA, RAFA or JIS, this rule will be initially reviewed in the calendar year 2019, which is no later than the 5th year after the year in which this rule is being adopted

Assessment of Public Comment

The Commission received public comments, including as part of the record of its duly noticed legislative rulemaking public hearing held on January 21, 2014, from standardbred industry representatives who were concerned about a proposed national threshold for clenbuterol and a proposed corresponding ban against racing a horse within 14 days of any administration of clenbuterol. They commented that this ban would prevent a horse from racing on the industry-standard weekly basis when

properly treated with clenbuterol for a respiratory disorder, which is the approved and widely practiced use of this drug in standardbred racing. The Commission responded to these comments by revising its proposal by eliminating the proposed threshold and limiting the proposed 14-day ban to horses that have to requalify following a lay-off of 30 days or more. The revisions to the rule recognize that regularly racing horses do not have sufficient time between races, particularly because the Commission already bans any use of the drug for 96 hours before a horse’s next race, to gain the muscle building effects of clenbuterol. Any respiratory disorders that arise while returning from a long lay-off can be reasonably treated by alternative methods of treatment.

A further assessment of the public comments is provided in the following official Fact Finding in regard to this legislative rulemaking proposal that the Commission, based on decades of institutional knowledge and close supervision of standardbred horse racing in New York, the veterinary expertise of Equine Medical Director Scott Palmer, D.V.M., and consultation with internationally-renowned equine pharmacologist, toxicologist, and equine practices scientific consultant, George A. Maylin, D.V.M., M.S., Ph.D, made on December 22, 2014.

The Commission made the following rulemaking fact finding with regard to this rulemaking:

Agency Finding K:

Clenbuterol is a bronchodilator that is Federal Drug Administration-approved for use in horses and is widely used for a few days after a standardbred horse’s weekly pari-mutuel horse race. Clenbuterol can be misused, however, in a manner that has an anabolic effect and creates serious possible health risks for a horse. While the Commission’s existing 96-hour restricted time period limits such misuse of this beneficial drug in regularly racing standardbred horses, a standardbred horse has not raced for 30 or more days has had an opportunity for a misuse of clenbuterol with anabolic effects. Current research indicates that such an anabolic effect requires six consecutive days of treatment and will dissipate within 14 days. As a result, a 14-day restricted time period for horses that have not raced for 30 or more days (and re-qualify, as they must) is appropriate. The restriction of clenbuterol for 14 days before a standardbred horse’s next race when a horse is returning from a substantial layoff, when combined with a requirement that the drug may be used only for treating respiratory disorders and under a veterinarian’s supervision, will effectively preclude the abuse of clenbuterol without unduly interfering with its beneficial use.

NOTICE OF ADOPTION

Per Se Regulatory Standardbred Thresholds for Equine Drugs

I.D. No. SGC-49-13-00011-A

Filing No. 1109

Filing Date: 2014-12-31

Effective Date: 2015-04-01

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of section 4120.2; renumbering of section 4120.3 to 4120.18; and addition of new section 4120.3 to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutual Wagering and Breeding Law, sections 103(2), 104(1), (19) and 122

Subject: Per se regulatory standardbred thresholds for equine drugs.

Purpose: To enhance the integrity and safety of standardbred horse racing by adopting permissive thresholds for 16 accepted medications.

Text of final rule: Section 4120.3 (“Other prohibitions”) would be renumbered Section 4120.18.

Section 4120.2(h) would be renumbered Section 4120.2(n).

A new Section 4120.3 would be added to read as follows [note that subparagraphs (6), (8) and (15) are inserted in this new rule by other rulemaking filed today]:

§ 4120.3. *Equine drug thresholds; per se*

(a) *A horse shall have raced in violation of this section if any of the following substances is found, by the laboratory conducting tests for the commission, to be present in a race-day urine or blood sample taken from such horse at a concentration in excess of a threshold listed below. The test result of such laboratory shall include an assessment of the measurement uncertainty and imprecision of the quantitative threshold for the substance.*

(1) *Acepromazine: 10 ng/ml HEPS in urine;*

(2) *Butorphanol:*

(i) *300 ng/ml of total butorphanol in urine; or*

(ii) *2 ng/ml of free butorphanol in plasma;*

(3) *Dantrolene: 100 pg/ml of 5-hydroxydantrolene in plasma;*

- (4) *Detomidine*:
 (i) 1 ng/ml of any metabolite of detomidine in urine; or
 (ii) any detomidine in plasma;
 (5) *Diclofenac*: 5 ng/ml in plasma;
 (7) *Firocoxib*: 20 ng/ml in plasma;
 (9) *Furosemide*: 100 ng/ml in plasma and a specific gravity of urine less than 1.010;
 (10) *Glycopyrrolate*: 3 pg/ml in plasma;
 (11) *Ketoprofen*: 10 ng/ml in plasma;
 (12) *Lidocaine*: 20 pg/ml of total 3-hydroxylicocaine in plasma;
 (13) *Mepivacaine*:
 (i) 10 ng/ml of total hydroxymepivacaine in urine; or
 (ii) any hydroxymepivacaine in plasma;
 (14) *Methocarbamol*: 1 ng/ml in plasma;
 (16) *Omeprazole*: 1 ng/ml of omeprazole sulfide in urine;
 (17) *Phenylbutazone*: 2 mcg/ml in plasma;
 (18) *Procaine penicillin*: 25 ng/ml of procaine in plasma; and
 (19) *Xylazine*: 10 pg/ml of total xylazine and its metabolites in plasma.

(b) A laboratory finding that a horse has not exceeded a threshold set forth in this section shall not constitute a defense to a violation of any other section of this subchapter.

Final rule as compared with last published rule: Nonsubstantive changes were made in sections 4120.2(o), and 4120.3(a).

Text of rule and any required statements and analyses may be obtained from: Kristen Buckley, Acting Secretary, New York State Gaming Commission, 1 Broadway Center, PO Box 7500, Schenectady, NY 12305-7500, (518) 388-3407, email: gamingrules@gaming.ny.gov

Revised Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

The changes made to the rulemaking proposal do not require a revised RIS, RFA, RAFA or JIS as they are non-substantive in nature; therefore, the impact on small businesses, local governments, jobs, or rural areas remains the same as presented in the rule as originally proposed in the State Register on December 4, 2013.

The non-substantive changes were to renumber the proposed Section 4120.2(o) as 4120.2(n), to renumber the proposed paragraphs (6) through (16) of Section 4120.3(a) to permit the insertion in alphabetical order of paragraphs (6), (8) and (15) that have been adopted in other rulemaking, and to reword the technical description of laboratory test results (e.g., changing the word "evaluation" to "assessment") in Section 4120.3(a).

Initial Review of Rule

As a rule that does not require a RFA, RAFA or JIS, this rule will be initially reviewed in the calendar year 2019, which is no later than the 5th year after the year in which this rule is being adopted.

Assessment of Public Comment

The Commission received public comments that are included in the record of its duly noticed legislative rulemaking public hearing held on January 21, 2014, in regard to these proposed 16 thresholds for standardbred racing. Representatives of the standardbred industry were concerned about having sufficient information about drug regimens to avoid causing a threshold violation. One practicing veterinarian noted that the dosage or means of administration studied in research relied upon by the Racing Medication and Testing Consortium ("RMTC") to derive these thresholds were different from typical racetrack usages of some drugs, such as methocarbamol and detomidine, respectively. RMTC representatives described the origin and assurances of their withdrawal guidelines and associated thresholds. RMTC indicated that its withdrawal guidelines give sufficient warning provided RMTC's dose and route of administration specifications are followed, and further that these 16 thresholds excepting firocoxib are consistent with affecting race performance by being pharmacologically active. No other public comments were received.

The Commission proposed per se threshold rules for these 16 drugs to complement the Commission's restricted time period rules, which perform the essential function of providing a simple instruction for trainers to follow for when to stop the administration of various drugs before a horse's next race. The per se threshold rules are intended to ensure that drugs will not be used in a manner that could endanger a horse and jockeys or manipulate the outcome of pari-mutuel horse races. They will simplify the administrative adjudication of equine rule violations by making it an automatic rule violation to exceed threshold. The adoption of the thresholds nationally will also make it easier for trainers to race in New York and elsewhere. Although trainers who participate in other states are explicitly not assured that using these 16 drugs at recommended withdrawal times will prevent the occurrence of a positive post-race test, trainers may rely on the Commission's restricted time periods, when following accepted veterinary practices (e.g., clinical doses), to ensure their compliance with these thresholds in all states.

A further assessment of the public comments is provided in the following official Fact Findings in regard to this legislative rulemaking proposal that the Commission, based on decades of institutional knowledge and close supervision of standardbred horse racing in New York, the veterinary expertise of Equine Medical Director Scott Palmer, D.V.M., and consultation with internationally-renowned equine pharmacologist, toxicologist, and equine practices scientific consultant, George A. Maylin, D.V.M., M.S., Ph.D, made on December 22, 2014.

The Commission made the following rulemaking fact findings with regard to this rulemaking (with numbering in Agency Finding A based on each drug's paragraph number in the final rule):

Agency Finding A:

A horse will not incur a positive laboratory finding in excess of the following thresholds, following an administration of the drug in which the drug regimen is consistent with accepted veterinary practice, e.g., the administration of a clinical dose, provided that the drug is not administered within the Commission's restricted time periods (including as adopted on December 22, 2014):

- (1) acepromazine [96 hours]: 10 ng/ml HEPS in urine
- (2) butorphanol [96 hours]: 300 ng/ml of total butorphanol in urine or 2 ng/ml of free butorphanol in plasma
- (3) dantrolene [72 hours]: 100 pg/ml of 5-hydroxydantrolene in plasma
- (4) detomidine [96 hours]: 1 ng/ml of any metabolite of detomidine in urine or any detomidine in plasma
- (5) diclofenac [48 hours]: 5 ng/ml in plasma
- (7) firocoxib [14 days]: 20 ng/ml in plasma
- (9) furosemide [4 – 4.5 hours]: 100 ng/ml in plasma and a specific gravity of urine less than 1.010
- (10) glycopyrrolate [96 hours]: 3 pg/ml in plasma
- (11) ketoprofen [48 hours]: 10 ng/ml in plasma
- (12) lidocaine [96 hours]: 20 pg/ml of total 3-hydroxylicocaine in plasma
- (13) mepivacaine [96 hours]: 10 ng/ml of total hydroxymepivacaine in urine or any hydroxymepivacaine in plasma
- (14) methocarbamol [72 hours]: 1 ng/ml in plasma
- (16) omeprazole [24 hours]: 1 ng/ml of omeprazole sulfide in urine
- (17) phenylbutazone [48 hours]: 2 mcg/ml in plasma;
- (18) procaine penicillin [7 days]: 25 ng/ml of procaine in plasma
- (19) xylazine [96 hours]: 10 pg/ml of total xylazine and its metabolites in plasma.

Agency Finding B:

If there is a positive laboratory finding in excess of a foregoing threshold, then the administration of such drug had the potential to affect the race performance of such horse.

Agency Finding C:

If there is a positive laboratory finding in excess of a foregoing threshold, assuming an administration of the drug in which the drug regimen is consistent with accepted veterinary practice, then a violation of the Commission's restricted time period for such drug occurred.

NOTICE OF ADOPTION

To Limit the Use of the Corticosteroid Methylprednisolone Acetate (e.g., Depo Medrol) in Standardbred Racing

I.D. No. SGC-49-13-00014-A

Filing No. 1115

Filing Date: 2014-12-31

Effective Date: 2015-04-01

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of section 4120.2(e)(9); and addition of sections 4120.2, (e)(21), (m) and 4120.3(a)(15) to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutual Wagering and Breeding Law, sections 103(2), 104(1), (19) and 122

Subject: To limit the use of the corticosteroid methylprednisolone acetate (e.g., Depo Medrol) in standardbred racing.

Purpose: To enhance the integrity and safety of standardbred horse racing with new corticosteroid rules.

Text of final rule: Paragraph (15) would be added to subdivision (a) of the proposed new section 4120.3 as follows:

§ 4120.3. *Equine drug thresholds; per se*

(a) A horse shall have raced in violation of this section if any of the following substances is found, by the laboratory conducting tests for the commission, to be present in a race-day urine or blood sample taken from such horse at a concentration in excess of a threshold listed below. The test result of such laboratory shall include an assessment of the measure-

ment uncertainty and imprecision of the quantitative threshold for the substance.

(15) Methylprednisolone: 100 pg/ml in plasma

Subdivision (e) of Section 4120.2 would be amended as follows:

(e) The following substances are permitted to be administered by any means until 48 hours before the scheduled post time of the race in which the horse is to compete:

(9) hormones and non-anabolic steroids, e.g., progesterone, estrogens, chorionic gonadotropin, glucocorticoids [(e.g., Prednisolone, Depomedrol)], except in joint injections as restricted in subdivision (i) of this section;

(21) notwithstanding paragraph (9) of this subdivision, the corticosteroid methylprednisolone (e.g., Depo Medrol) is not a substance that is permitted to be administered by any means until 48 hours before the scheduled post time of the race in which the horse is to compete.

A new subdivision (m) would be added to section 4120.2 as follows:

(m) A horse may not race after an administration of any formulation of methylprednisolone (e.g., Depo Medrol) unless such horse subsequently tests below the threshold set forth in section 4120.3 of this Part for such drug in a test conducted by or for the commission at the sole expense of the trainer of the horse, and is released to race by the presiding judge.

Final rule as compared with last published rule: Nonsubstantive changes were made in sections 4120.2(e)(25), (l) and 4120.3(a).

Text of rule and any required statements and analyses may be obtained from: Kristen Buckley, Acting Secretary, New York State Gaming Commission, 1 Broadway Center, PO Box 7500, Schenectady, NY 12305-7500, (518) 388-3407, email: gamingrules@gaming.ny.gov

Revised Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

The changes made to the rulemaking proposal do not require a revised RIS, RFA, RAFA or JIS as they are non-substantive in nature; therefore, the impact on small businesses, local governments, jobs, or rural areas remains the same as presented in the rule as originally proposed in the State Register on December 4, 2013.

The non-substantive changes were to renumber the proposed Section 4120.2(e)(25) as 4120.2(e)(21), the proposed Section 4120.2(l) as 4120.2(m), and the proposed Section 4120.3(a)(22) as 4120.3(a)(15), and to reword the technical description of laboratory test results (e.g., changing the word "evaluation" to "assessment") in Section 4120.3(a).

Initial Review of Rule

As a rule that does not require a RFA, RAFA or JIS, this rule will be initially reviewed in the calendar year 2019, which is no later than the 5th year after the year in which this rule is being adopted.

Assessment of Public Comment

The Commission received public comments that are included in the record of its duly noticed legislative rulemaking public hearing held on January 21, 2014. Standardbred industry representatives stated that joint injections with corticosteroids, one such corticosteroid being methylprednisolone (e.g., Depo-Medrol), should not be regulated with thresholds and restrictions that prevent their use with a horse that races on the industry-standard weekly basis. Many testified from personal experience or statistical data that standardbred horses are very unlikely to experience a catastrophic injury as a result of a corticosteroid treatment, corticosteroids provide effective treatment of joint soreness, failing to treat joint soreness may cause a catastrophic injury as a horse shifts too much weight to other limbs, and the financial considerations faced by standardbred owners if banned from using any corticosteroid joint injections with a horse racing on a weekly basis may result in turning to other treatments that are dangerous to the health of the horse and the integrity of racing. One practicing veterinarian noted that the Commission had proposed thresholds for five corticosteroids but none for other commonly used corticosteroids, and observed that thresholds that did not account for the treatment of multiple joints between races were too strict and would cause inadvertent threshold violations. Representatives of the Racing Medication and Testing Consortium ("RMTC") recognized special concerns with RMTC's recommended threshold and withdrawal guideline for joint administrations with Depo-Medrol, for which research was based on treating only one or two joints using just one (e.g., a dose calculated by a horse's weight) clinically accepted veterinary practice. RMTC indicated, including in its written materials for the public hearing, that this corticosteroid could not be used intramuscularly without greatly extending its withdrawal time, that its clearance time more than doubled when the research joint injection dose was increased from 100 to 200 mg, and that a large number of threshold violations occurred at first when the proposed threshold had been adopted in one state. RMTC further indicated that while the proposed threshold for this drug was derived for a pre-selected withdrawal

period of seven days, to provide a sufficient period of time before entering to race for a thoroughbred horse to be evaluated after its treatment, a test result in excess of this threshold would not prove an administration of the drug occurred within such time period. Rather, a test result not in excess of the proposed threshold for this drug is consistent with no methylprednisolone having been administered within seven days of the horse's race.

The Commission has concluded that further study is appropriate before adopting its proposed lengthier restricted time periods for all corticosteroid joint and systemic administrations and four corresponding thresholds, but methylprednisolone causes further concern because it has a serious potential degenerative effect with long-term use. The adoption of the proposed national threshold for methylprednisolone and a protective use restriction, accordingly, is appropriate to curtail the widespread use of this drug, allowing its use in circumstances when a trainer and veterinarian find its efficacy is sufficiently valuable to off-set a period of race ineligibility, while imposing no similar restrictions on the use of other common corticosteroids (e.g., joint therapy with betamethasone or triamcinolone acetate, systemic use of dexamethasone or prednisolone) that present a much lower risk of joint degeneration. The use restriction for methylprednisolone performs the essential function of providing a simple instruction for trainers to follow for when it is permissible to race a horse after the administration of this drug and ensures that a trainer who complies will not incur a threshold violation with the drug.

A further assessment of the public comments is provided in the following official Fact Findings in regard to this legislative rulemaking proposal that the Commission, based on decades of institutional knowledge and close supervision of thoroughbred horse racing in New York, the veterinary expertise of Equine Medical Director Scott Palmer, D.V.M., and consultation with internationally-renowned equine pharmacologist, toxicologist, and equine practices scientific consultant, George A. Maylin, D.V.M., M.S., Ph.D, made on December 22, 2014.

The Commission made the following rulemaking fact findings with regard to this rulemaking:

Agency Finding L:

Methylprednisolone is a corticosteroid that the Commission finds requires the strictest regulation because of various factors, e.g., (1) the drug can be particularly harmful to the long term health of treated joints and tissues, (2) the drug has the potential to affect race performance for an unusually long period of time, (3) the drug will persist in the bodily system of a horse for an unusually long period of time, particularly if some of the drug is injected outside of the joint capsule. Methylprednisolone is a particularly harmful corticosteroid in terms of potential degenerative effect from long-term use, and the needless degeneration of joints aided by injudicious use of methylprednisolone is a serious equine health and safety concern. There are several other corticosteroids that widely used for treating race horses that are not as long-lasting or potentially degenerative, e.g., joint therapy with betamethasone or triamcinolone acetate, systemic use of dexamethasone or prednisolone, and that present a much lower risk of joint degeneration. Even when administered systemically, methylprednisolone can circulate into joint capsules and contribute to potential joint degeneration. The adoption of the proposed threshold and use restriction for methylprednisolone is appropriate to curtail the widespread use of this drug, allowing its use in circumstances when a trainer and veterinarian find its efficacy is sufficiently valuable to off-set a period of race ineligibility.

Agency Finding M:

The following threshold for methylprednisolone is reasonable because it is consistent with proscribing the administration of even a small clinical dose in a single joint within seven days before a horse's next race and prevents the clinical use of this particular corticosteroid in a regularly (weekly) racing standardbred horse. The Commission lacks sufficient scientific data to create a threshold for methylprednisolone that is violated only by an administration within such time period because of various factors, e.g., (1) multiple joints are often treated; (2) certain joints are interconnected; (3) various size doses are consistent with accepted veterinary practice; (4) other substances may be included with a corticosteroid in a joint injection. The most reasonable threshold for standardbred racing for methylprednisolone is a threshold that at least proscribes the efficacious use of clinical doses of the drug within seven days of racing.

15. Methylprednisolone: 100 pg/ml in plasma

Agency Finding N:

The Commission's use restrictions for each drug are designed to provide the horseperson with an assurance that a horse will not incur a positive laboratory finding following an administration of the drug in a regimen that is consistent with accepted veterinary practice, e.g., the administration of a clinical dose. The new threshold for methylprednisolone requires, in order for the use restriction for such drug to provide such an assurance, that the administration of any formulation of methylprednisolone results in the horse being ineligible to race until the horse tests below the threshold and is released to race by the presiding judge. A clinical dose of this

drug may result in a positive test for more than 50 days after some joint injections, yet a small clinical dose in a different joint may result in a concentration in the horse's plasma below the threshold value within seven days. As a result, a single restricted time period may be unreasonable for this drug. The Commission also lacks sufficient scientific data to formulate a reasonably precise restricted time period that can protect regulated parties in all circumstances; there are too many unknown variables to adopt a specific time period for this drug. The use of this drug is particularly harmful to the potential long-term health of a horse, and the prohibition of the use of this drug is one reasonable alternative. Rather than prohibit all together the use of this drug, whose use might be the best therapeutic option in some circumstances, a use restriction that the horse must test negative and be released to race by the presiding judge will limit the use of this drug to such circumstances and will provide the Commission and regulated parties with a use restriction that is reasonable to apply.

NOTICE OF ADOPTION

Per Se Regulatory Standardbred Threshold and Restricted Time Period for Flunixin

I.D. No. SGC-49-13-00015-A

Filing No. 1110

Filing Date: 2014-12-31

Effective Date: 2015-04-01

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Repeal of section 4120.2(d); amendment of section 4120.2(e); and addition of section 4120.3(a)(8) to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutual Wagering and Breeding Law, sections 103(2), 104(1), (19) and 122

Subject: Per Se regulatory standardbred threshold and restricted time period for flunixin.

Purpose: To enhance the integrity and safety of standardbred horse racing with new flunixin drug rules.

Text of final rule: A new Section 4120.3 would be added to read as follows:

§ 4120.3. *Equine drug thresholds; per se*

(a) *A horse shall have raced in violation of this section if any of the following substances is found, by the laboratory conducting tests for the commission, to be present in a race-day urine or blood sample taken from such horse at a concentration in excess of a threshold listed below. The test result of such laboratory shall include an assessment of the measurement uncertainty and imprecision of the quantitative threshold for the substance.*

(8) *Flunixin: 20 ng/ml in plasma;*

Subdivision (d) of Section 4120.2 of 9 NYCRR would be repealed.

The final unnumbered paragraph of subdivision (e) of Section 4120.2 of 9 NYCRR would be amended as follows:

None of these substances may be administered within 48 hours of the scheduled post time of the race in which the horse is to compete[, except that flunixin may be used in accordance with the specific authorization set forth in subdivision (d) of this section]. In this regard, substances ingested by a horse shall be deemed administered at the time of eating and drinking. It shall be part of the trainer's responsibility to prevent such ingestion within such 48 hours.

Final rule as compared with last published rule: Nonsubstantive changes were made in section 4120.3(a).

Text of rule and any required statements and analyses may be obtained from: Kristen Buckley, Acting Secretary, New York State Gaming Commission, 1 Broadway Center, PO Box 7500, Schenectady, NY 12305-7500, (518) 388-3407, email: gamingrules@gaming.ny.gov

Revised Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

The changes made to the rulemaking proposal do not require a revised RIS, RFA, RAFA or JIS as they are non-substantive in nature; therefore, the impact on small businesses, local governments, jobs, or rural areas remains the same as presented in the rule as originally proposed in the State Register on December 4, 2013.

The non-substantive changes were to renumber the proposed Section 4120.3(a)(24) as 4120.3(a)(8) and to reword the technical description of laboratory test results (e.g., changing the word "evaluation" to "assessment") in Section 4120.3(a).

Initial Review of Rule

As a rule that does not require a RFA, RAFA or JIS, this rule will be initially reviewed in the calendar year 2019, which is no later than the 5th year after the year in which this rule is being adopted.

Assessment of Public Comment

The Commission received public comments that are included in the record of its duly noticed legislative rulemaking public hearing held on January 21, 2014, in support of coordinating its restricted time period for standardbred race horses with the Commission's proposed laboratory threshold for flunixin. One standardbred industry representative said that the 24 hour restricted time period needed to be lengthened or the proposed threshold would create a large number of inadvertent rule violations. The executive director of the Racing Medication and Testing Consortium ("RMTC") testified that RMTC recommended the proposed flunixin threshold but decided further research was necessary on the subject of its 24-hour withdrawal guideline, and counseled it was "very important" to administer a specific dose based on the horse's weight in order to avoid a threshold violation. RMTC was further concerned about flunixin's very short half-life, meaning that a horse testing just below the flunixin threshold in post-race samples will have a relatively high concentration of this drug at the time of the horse's pre-race examination earlier in the day, causing a greater risk that the examining veterinarian might not detect lameness that should prevent a horse from being allowed to race, in comparison to a common alternative nonsteroidal anti-inflammatory drug ("NSAID"), phenylbutazone.

After the public hearing, the New York Thoroughbred Horsemen's Association issued a press release urging thoroughbred horsepersons not to administer the specified dose any closer than 32 hours before a horse's next race, and RMTC revised its withdrawal guideline to 32 hours.

The Commission's restricted time periods complement its proposed per se thresholds and perform the essential function of providing a simple instruction for trainers to follow for when to stop the administration of various drugs before a horse's next race. The per se threshold rule for flunixin is intended to ensure that flunixin will not be used in a manner that could endanger a horse and driver or manipulate the outcome of pari-mutuel horse races. It will simplify the administrative adjudication of equine rule violations by making it an automatic rule violation to exceed this threshold. The adoption of this threshold nationally will also make it easier for trainers to race in New York and elsewhere. Although trainers who participate in other states are explicitly not assured that the recommended withdrawal time of RMTC for flunixin will prevent the occurrence of a positive post-race test, trainers may rely on the Commission's restricted time period, when following accepted veterinary practices (e.g., clinical doses), to ensure their compliance with the national flunixin threshold in all states.

A further assessment of the public comments is provided in the following official Fact Findings in regard to this legislative rulemaking proposal that the Commission, based on decades of institutional knowledge and close supervision of standardbred horse racing in New York, the veterinary expertise of Equine Medical Director Scott Palmer, D.V.M., and consultation with internationally-renowned equine pharmacologist, toxicologist, and equine practices scientific consultant George A. Maylin, D.V.M., M.S., Ph.D, made on December 22, 2014.

The Commission made the following rulemaking fact findings with regard to this rulemaking:

Agency Finding D:

A horse will not incur a positive laboratory finding in excess of the following threshold, following an administration of flunixin in which the drug regimen is consistent with accepted veterinary practice, e.g., the administration of a clinical dose, provided that the drug is not administered within the Commission's restricted time periods (including as adopted on December 22, 2014):

8. Flunixin [48 hours]: 20 ng/ml in plasma

Agency Finding E:

If there is a positive laboratory finding in excess of the foregoing threshold, then the administration of flunixin had the potential to affect the race performance of such horse.

Agency Finding F:

If there is a positive laboratory finding in excess of the foregoing threshold, assuming an administration of flunixin in which the drug regimen is consistent with accepted veterinary practice, then a violation of the Commission's restricted time period for such drug occurred.

Agency Finding G:

The Commission finds that it is necessary and proper to repeal the previous permission to inject a standardbred horse with flunixin until 24 hours before its next race and to restore our historic restricted time period of administration by any means until 48 hours before a horse's next race. For 34 years, from 1971 to 2005, the latter was the restricted time period in New York and there were no complaints and few positives. The shorter restricted time period has resulted in a large number of rule violations and is inappropriate because of a number of factors, e.g., (1) flunixin is often obtained from a compounding pharmacy which cannot provide an accurate and reliable concentration of the drug as well as a pharmaceutical company and the Commission does not want regulated parties who comply with its

restricted time periods to incur a threshold violation; (2) many regulated persons (e.g., trainers) have incurred a drug positive after having confused the limited route of administration (IV only) permitted since 2005 and given flunixin as an oral paste that has a longer clearance and detection time of the drug; (3) a 48-hour restricted time period for all permitted nonsteroidal anti-inflammatory drugs (“NSAID”) eliminates the artificial incentive for a regulated party to choose flunixin for treating a horse close to its next race when there are other permitted NSAIDs that are more efficient and predictable (a longer half-life); (4) a 48-hour restricted time period for all NSAIDs prevents administrations of multiple NSAIDs (“stacking”) for a period of 48 hours before a horse’s next race; (5) a restricted time period of 48 hours does not permit any NSAID administrations the day before a horse races and this enhances the ability of the Commission to regulate drug use in the stables; (6) the Commission expects, based on the available research data, that regulated parties would have inadvertent positives were the Commission to adopt a restricted time period for flunixin of 32 hours; (7) the Commission would introduce complexity and confusion with a 32-hour restricted time period rather than our standard multiples of 24 hours (e.g., 24, 48, 72, 96 hours) before race day; (8) a 48-hour restricted time period ensures that a person who complies with the restricted time period will not incur a drug positive with a clinical dose, the assurance described in Agency Finding D; (9) a restricted time period of 48 hours minimizes how much a pre-race flunixin administration can interfere with an examining veterinarian’s detection of lameness in the hours immediately preceding a race.

NOTICE OF ADOPTION

Restricted Time Period for Standardbred Firocoxib Use

I.D. No. SGC-49-13-00017-A

Filing No. 1111

Filing Date: 2014-12-31

Effective Date: 2015-04-01

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Addition of section 4120.2(h) to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutual Wagering and Breeding Law, sections 103(2), 104(1), (19) and 122

Subject: Restricted time period for standardbred firocoxib use.

Purpose: To enhance the integrity and safety of standardbred horse racing with a firocoxib equine drug rule.

Text of final rule: A new Subdivision (h) would be added to Section 4120.2 as follows [former 4120.2(h) has been renumbered as 4120.2(n), in I.D. No. SGC-49-13-00011-P]:

(h) A horse may not race for at least 14 days following an administration of firocoxib.

Final rule as compared with last published rule: Nonsubstantive changes were made in section 4120.2(m).

Text of rule and any required statements and analyses may be obtained from: Kristen Buckley, Acting Secretary, New York State Gaming Commission, 1 Broadway Center, PO Box 7500, Schenectady, NY 12305-7500, (518) 388-3407, email: gamingrules@gaming.ny.gov

Revised Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

The changes made to the rulemaking proposal do not require a revised RIS, RFA, RAFA or JIS as they are non-substantive in nature; therefore, the impact on small businesses, local governments, jobs, or rural areas remains the same as presented in the rule as originally proposed in the State Register on December 4, 2013.

The non-substantive change was to renumber the proposed section 4120.2(m) as 4120.2(h).

Initial Review of Rule

As a rule that does not require a RFA, RAFA or JIS, this rule will be initially reviewed in the calendar year 2019, which is no later than the 5th year after the year in which this rule is being adopted.

Assessment of Public Comment

The agency received no public comment.

NOTICE OF ADOPTION

Per Se Regulatory Standardbred Threshold and Restricted Time Period for DMSO

I.D. No. SGC-49-13-00018-A

Filing No. 1112

Filing Date: 2014-12-31

Effective Date: 2015-04-01

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of section 4120.2(a)(1); and addition of sections 4120.2(e)(20) and 4120.3(a)(6) to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutual Wagering and Breeding Law, sections 103(2), 104(1), (19) and 122

Subject: Per Se regulatory standardbred threshold and restricted time period for DMSO.

Purpose: To enhance the integrity and safety of standardbred horse racing with new DMSO equine drug rules.

Text of final rule: A new section 4120.3 would be added to read as follows:

§ 4120.3. *Equine drug thresholds; per se*

(a) A horse shall have raced in violation of this section if any of the following substances is found, by the laboratory conducting tests for the commission, to be present in a race-day urine or blood sample taken from such horse at a concentration in excess of a threshold listed below. The test result of such laboratory shall include an assessment of the measurement uncertainty and imprecision of the quantitative threshold for the substance.

(6) DMSO: 10 mcg/ml in plasma.

Paragraph 1 of subdivision (a) of section 4120.2 would be amended to read as follows:

§ 4120.2 Restricted use of drugs, medication and other substances.

Drugs and medications are permitted to be used only in accordance with the following provisions:

(a) The following substances are permitted to be used at any time up to race time:

(1) topical applications (such as antiseptics, ointments, salves, [DMSO,] leg rubs, leg paints and liniments) [which] that may contain antibiotics but do not contain benzocaine, DMSO, steroids or other drugs; and

A new paragraph 20 would be added to subdivision (e) of section 4120.2 as follows:

(e) The following substances are permitted to be administered by any means until 48 hours before the scheduled post time of the race in which the horse is to compete:

(20) dimethyl sulfoxide (i.e., DMSO).

Final rule as compared with last published rule: Nonsubstantive changes were made in sections 4120.2(e)(21) and 4120.3(a).

Text of rule and any required statements and analyses may be obtained from: Kristen Buckley, Acting Secretary, New York State Gaming Commission, 1 Broadway Center, PO Box 7500, Schenectady, NY 12305-7500, (518) 388-3407, email: gamingrules@gaming.ny.gov

Revised Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

The changes made to the rulemaking proposal do not require a revised RIS, RFA, RAFA or JIS as they are non-substantive in nature; therefore, the impact on small businesses, local governments, jobs, or rural areas remains the same as presented in the rule as originally proposed in the State Register on December 4, 2013.

The non-substantive changes were to renumber the proposed section 4120.2(e)(21) as 4120.2(e)(20) and the proposed section 4120.3(a)(23) as 4120.3(a)(6), and to reword the technical description of laboratory test results (e.g., changing the word “evaluation” to “assessment”) in section 4120.3(a).

Initial Review of Rule

As a rule that does not require a RFA, RAFA or JIS, this rule will be initially reviewed in the calendar year 2019, which is no later than the 5th year after the year in which this rule is being adopted.

Assessment of Public Comment

The Commission received public comments that are included in the record of its duly noticed legislative rulemaking public hearing held on January 21, 2014, in support of coordinating its restricted time period for standardbred race horses with the Commission’s proposed laboratory

threshold. The executive director of the Racing Medication and Testing Consortium ("RMTC") testified that RMTC recommended the proposed threshold for dimethyl sulfoxide ("DMSO"), and indicated that its withdrawal guidelines give sufficient warning provided RMTC's dose and route of administration specifications are followed. Representatives of the standardbred industry were concerned about discrepancies between typical racetrack use of drugs and the regimens studied by RMTC to provide information for avoiding an inadvertent threshold violation.

The Commission's restricted time periods complement its proposed per se thresholds and perform the essential function of providing a simple instruction for trainers to follow for when to stop the administration of various drugs before a horse's next race. The per se threshold rule for DMSO is intended to ensure that DMSO will not be used in a manner that could endanger a horse and driver or manipulate the outcome of pari-mutuel horse races. It will simplify the administrative adjudication of equine rule violations by making it an automatic rule violation to exceed this threshold. The adoption of this threshold nationally will also make it easier for trainers to race in New York and elsewhere. Although trainers who participate in other states are explicitly not assured that the recommended withdrawal time of RMTC for DMSO will prevent the occurrence of a positive post-race test, trainers may rely on the Commission's restricted time period, when following accepted veterinary practices (e.g., clinical doses), to ensure their compliance with the national DMSO threshold in all states.

A further assessment of the public comments is provided in the following official Fact Findings in regard to this legislative rulemaking proposal that the Commission, based on decades of institutional knowledge and close supervision of standardbred horse racing in New York, the veterinary expertise of Equine Medical Director Scott Palmer, D.V.M., and consultation with internationally-renowned equine pharmacologist, toxicologist, and equine practices scientific consultant, George A. Maylin, D.V.M., M.S., Ph.D, made on December 22, 2014.

The Commission made the following rulemaking fact findings with regard to this rulemaking:

Agency Finding H:

A horse will not incur a positive laboratory finding in excess of the following threshold, following an administration of dimethyl sulfoxide ("DMSO") in which the drug regimen is consistent with accepted veterinary practice, e.g., the administration of a clinical dose, provided that the drug is not administered within the Commission's restricted time periods (including as adopted on December 22, 2014):

6. DMSO [48 hours]: 10 mcg/ml in plasma

Agency Finding I:

If there is a positive laboratory finding in excess of the foregoing threshold, then the administration of DMSO had the potential to affect the race performance of such horse.

Agency Finding J:

If there is a positive laboratory finding in excess of the foregoing threshold, assuming an administration of DMSO in which the drug regimen is consistent with accepted veterinary practice, then a violation of the Commission's restricted time period for such drug occurred.

NOTICE OF ADOPTION

Restricted Time Periods for the Use of Clenbuterol in Standardbred Racing

I.D. No. SGC-37-14-00005-A

Filing No. 1106

Filing Date: 2014-12-31

Effective Date: 2015-04-01

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Addition of section 4120.2(l) to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutual Wagering and Breeding Law, sections 103(2), 104(1), (19) and 122

Subject: Restricted time periods for the use of clenbuterol in standardbred racing.

Purpose: To enhance the integrity and safety of standardbred horse racing.

Text of final rule: A new subdivision (l) would be added to Section 4120.2 as follows:

(l) *Clenbuterol shall be administered only under the general supervision of a treating veterinarian and in a manner not exceeding its use for treating respiratory disorders.*

Final rule as compared with last published rule: Nonsubstantive changes were made in section 4120.2(p).

Text of rule and any required statements and analyses may be obtained from: Kristen Buckley, Acting Secretary, New York State Gaming Commission, 1 Broadway Center, PO Box 7500, Schenectady, NY 12305-7500, (518) 388-3407, email: gamingrules@gaming.ny.gov

Revised Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

The changes made to the rulemaking proposal do not require a revised RIS, RFA, RAFA or JIS as they are non-substantive in nature; therefore, the impact on small businesses, local governments, jobs, or rural areas remains the same as presented in the rule as originally proposed in the State Register on September 17, 2014.

The non-substantive change was to renumber the proposed Section 4120.2(p) as 4120.2(l).

Initial Review of Rule

As a rule that does not require a RFA, RAFA or JIS, this rule will be initially reviewed in the calendar year 2019, which is no later than the 5th year after the year in which this rule is being adopted.

Assessment of Public Comment

The agency received no public comment.

NOTICE OF ADOPTION

Reporting of Standardbred Corticosteroid Joint Injections to the Commission

I.D. No. SGC-37-14-00007-A

Filing No. 1107

Filing Date: 2014-12-31

Effective Date: 2015-04-01

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of section 4120.4 of Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutual Wagering and Breeding Law, sections 103(2), 104(1), (19) and 122

Subject: Reporting of standardbred corticosteroid joint injections to the Commission.

Purpose: To enhance the integrity and safety of standardbred horse racing.

Text or summary was published in: the September 17, 2014 issue of the Register, I.D. No. SGC-37-14-00007-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Kristen Buckley, Acting Secretary, New York State Gaming Commission, 1 Broadway Center, PO Box 7500, Schenectady, NY 12305-7500, (518) 388-3407, email: gamingrules@gaming.ny.gov

Initial Review of Rule

As a rule that does not require a RFA, RAFA or JIS, this rule will be initially reviewed in the calendar year 2019, which is no later than the 5th year after the year in which this rule is being adopted.

Assessment of Public Comment

The agency received no public comment.

Public Service Commission

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

Waiver of Tariff Provisions Related to SC 14 Non-Core Transportation Services for Electric Generation

I.D. No. PSC-03-15-00002-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: The Commission is considering a petition by the Village of Freeport seeking a waiver of certain tariff provisions of KeySpan Gas East Corporation d/b/a National Grid.

Statutory authority: Public Service Law, sections 65 and 66

Subject: Waiver of tariff provisions related to SC 14 Non-Core Transportation Services for Electric Generation.

Purpose: To determine whether a waiver is warranted.

Substance of proposed rule: On November 26, 2014, the Village of Freeport (Freeport), submitted a petition requesting that the Commission order waive a penalty provision included in a tariff of KeySpan Gas East Corporation d/b/a National Grid (KEDLI) concerning back up fuel requirements for Service Classification No. 14 — Non-Core Transportation Services for Electric Generation (SC 14). The Commission is considering Freeport's petition and can grant, deny or modify, in whole or in part, the requested relief.

Text of proposed rule and any required statements and analyses may be obtained by filing a Document Request Form (F-96) located on our website <http://www.dps.ny.gov/f96dir.htm>. For questions, contact: Elaine Agresta, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 486-2660, email: Elaine.Agresta@dps.ny.gov

Data, views or arguments may be submitted to: Kathleen H. Burgess, Secretary, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-6530, email: secretary@dps.ny.gov

Public comment will be received until: 45 days after publication of this notice.

Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

Statements and analyses are not submitted with this notice because the proposed rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.

(14-G-0513SP1)

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

To Allow Residential Customers to Opt Out of AMR Metering for Gas and Make Other Tariff Changes Related to Gas Metering

I.D. No. PSC-03-15-00003-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: The Commission is considering a petition by Consolidated Edison Company of New York, Inc. to make various changes to P.S.C. No. 9 to allow for customers to opt-out of the use of Automated Meter Reading for gas service and to address other meter issues.

Statutory authority: Public Service Law, section 66(1) and (12)(b)

Subject: To allow residential customers to opt out of AMR metering for gas and make other tariff changes related to gas metering.

Purpose: To allow residential customers to opt out of AMR metering for gas and make other tariff changes related to gas metering.

Substance of proposed rule: The Commission is considering whether to approve, modify or reject, in whole or in part, a tariff filing by Consolidated Edison Company of New York, Inc. (the Company) to make revisions to its gas tariff schedule, P.S.C. No. 9, related to Automated Meter Reading (AMR) and Advanced Metering Infrastructure (AMI). The Company is proposing a new General Information Section III.8 – Metering and Billing - AMR/AMI Meter Opt-Out. This new provision would allow residential customers in one or two family homes that have AMR or AMI meters installed by the Company the option of a one-time election to opt-out of AMR/AMI metering and thereby, have their meters read manually. Customers who choose to opt out would have to: 1) complete an AMR/AMI opt-out application; 2) pay a monthly charge of \$19 per account per visit for onsite cycle meter readings; and 3) if a meter was previously installed, pay for the removal of such meter and for the installation of a solid-state non-communicating meter at the costs specified in General Information Section IV.2, unless the Company did not notify the customer in writing in advance of the AMR/AMI meter installation, in which case there will be no charge. Customers who opt out of AMR/AMI metering and have two months of estimated bills in a 12-month period due to no access to the meter will be required to furnish, install and maintain the facilities necessary to accept outdoor meter(s) or provide access to the Company to install, or re-install, as applicable, AMR/AMI metering. Customers who opt out of AMR/AMI metering may elect to participate in AMR/AMI metering at a later date. The amendments have an effective date of April 1, 2015.

In addition, the Company proposed to modify the Gas Tariff's Table of Contents to extend General Information III.8, "Metering and Billing" to Leaf No. 76.2. The Company is also modifying General Information Section III.8.D, "Meter Reading and Billing Period," which indicates that the Company shall attempt an actual meter reading for each scheduled meter reading by a visit to the Customer's premises: the Company shall attempt

an actual reading either remotely or by a visit to the premises. Additionally, the Company is eliminating reference to the installation of remote registers in General Information III.5.A. (Leaf 41) and III.8.I, because remote registers are no longer being installed.

Text of proposed rule and any required statements and analyses may be obtained by filing a Document Request Form (F-96) located on our website <http://www.dps.ny.gov/f96dir.htm>. For questions, contact: Elaine Agresta, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 486-2660, email: elaine.agresta@dps.ny.gov

Data, views or arguments may be submitted to: Kathleen H. Burgess, Secretary, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-4535, email: secretary@dps.ny.gov

Public comment will be received until: 45 days after publication of this notice.

Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

Statements and analyses are not submitted with this notice because the proposed rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.

(14-G-0571SP1)

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

To Allow Residential Customers a One Time Election to Opt Out of AMR Metering and Make Other Tariff Changes Related to Metering

I.D. No. PSC-03-15-00004-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: The Commission is considering a petition by Consolidated Edison Company of New York, Inc. to make various changes to P.S.C. No. 10 to allow for customers to opt-out of the use of Automated Meter Reading and to address other meter issues.

Statutory authority: Public Service Law, section 66(1) and (12)

Subject: To allow residential customers a one time election to opt out of AMR metering and make other tariff changes related to metering.

Purpose: To allow residential customers a one time election to opt out of AMR metering and make other changes related to metering.

Substance of proposed rule: The Commission is considering whether to approve, modify or reject, in whole or in part, a tariff filing by Consolidated Edison Company of New York, Inc. (the Company) to make revisions to its electric tariff schedule, P.S.C. No. 10. The Company is proposing a new General Rule 6.10 - AMR/AMI (Automated Meter Reading/Advanced Metering Infrastructure) Meter Opt-Out. This new rule would allow one or two family residential customers in one or two family homes that have AMR or AMI meters installed by the Company the option of a one-time election to opt-out of AMR/AMI metering and thereby, have their meters read manually. Customers who choose to opt out would have to: 1) complete an AMR/AMI opt-out application; 2) pay a monthly charge of \$19 per account per visit for onsite cycle meter readings; and 3) if a meter was previously installed, pay for the removal of such meter and for the installation of a solid-state non-communicating meter at the costs specified in General Rule 17.6.1, unless the Company did not notify the customer in writing in advance of the AMR/AMI meter installation, in which case there will be no charge. Customers who opt out of AMR/AMI metering and have two months of estimated bills in a 12-month period due to no access to the meter will be required to furnish, install and maintain the facilities necessary to accept outdoor meter(s) or provide access to the Company to install, or re-install, as applicable, AMR/AMI metering. Customers who opt out of AMR/AMI metering may elect to participate in AMR/AMI metering at a later date. The amendments have an effective date of April 1, 2015. In addition, the Company is adding new General Rule 6.10 to the Electric Tariff's Table of Contents. It is also modifying General Rule 10.3, "Meter Reading and Billing Period," which indicates that the Company shall attempt an actual meter reading for each scheduled meter reading by a visit to the Customer's premises: the Company shall attempt an actual reading either remotely or by a visit to the premises. Additionally, the Company is eliminating reference to the installation of remote registers in General Rule 13.3.4, because remote registers are no longer being installed.

Text of proposed rule and any required statements and analyses may be obtained by filing a Document Request Form (F-96) located on our website <http://www.dps.ny.gov/f96dir.htm>. For questions, contact: Elaine Agresta, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 486-2660, email: elaine.agresta@dps.ny.gov

Data, views or arguments may be submitted to: Kathleen H. Burgess, Secretary, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-6530, email: secretary@dps.ny.gov

Public comment will be received until: 45 days after publication of this notice.

Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

Statements and analyses are not submitted with this notice because the proposed rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.

(14-E-0570SP1)

**PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED**

Minor Electric Rate Filing

I.D. No. PSC-03-15-00005-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: The Public Service Commission is considering whether to approve or reject, in whole or in part, a proposal filed by Fishers Island Electric Corp. to make various changes to the rates, charges, rules and regulations contained in P.S.C. No. 2 — Electricity.

Statutory authority: Public Service Law, section 66(12)(b)

Subject: Minor electric rate filing.

Purpose: For approval to increase annual revenues by about \$300,000 or 17.96%.

Substance of proposed rule: The Public Service Commission is considering whether to approve, modify or reject, in whole or in part, a tariff filing by Fishers Island Electric Corporation to increase their electric revenues by about \$300,000 or 17.96%. The proposed amendments have an effective date of May 1, 2015.

Text of proposed rule and any required statements and analyses may be obtained by filing a Document Request Form (F-96) located on our website <http://www.dps.ny.gov/f96dir.htm>. For questions, contact: Elaine Agresta, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 486-2660, email: Elaine.Agresta@dps.ny.gov

Data, views or arguments may be submitted to: Kathleen H. Burgess, Secretary, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-6530, email: secretary@dps.ny.gov

Public comment will be received until: 45 days after publication of this notice.

Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

Statements and analyses are not submitted with this notice because the proposed rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.

(14-E-0569SP1)

**HEARINGS SCHEDULED
FOR PROPOSED RULE MAKINGS**

Agency I.D. No.	Subject Matter	Location—Date—Time
Environmental Conservation, Department of		
ENV-48-14-00005-P	Water quality standards for Class I and Class SD waters in New York City and Suffolk County	U.S. Environmental Protection Agency, Region 2 Office, 290 Broadway, Rm. 27A, New York, NY—Jan. 27, 2015, 12:00 p.m.
ENV-52-14-00027-P	Control of criteria air contaminants and toxic air contaminants from general process air pollution sources	Department of Environmental Conservation Headquarters, 625 Broadway, Public Assembly, Rms. 129 A and B, Albany, NY—Feb. 4, 2015, 1:00 p.m. Department of Environmental Conservation Region 2 Office, One Hunters Point Plaza, 47-40 21st St., Rm. 834, Long Island City, NY—Feb. 5, 2015, 9:00 a.m. Department of Environmental Conservation Region 7 Office, 615 Erie Blvd., West Syracuse, NY—Feb. 6, 2015, 1:00 p.m. Sheridan Parkside Community Center, 169 Sheridan Parkside Dr., Tonawanda, NY—Feb. 9, 2015, 4:00 p.m.
Liquor Authority, State		
LQR-02-15-00002-P	Signage, services and gifts to retailers	State Liquor Authority, 317 Lenox Ave., New York, NY—March 10, 2015, 10:00 a.m.
Long Island Power Authority		
LPA-02-15-00006-P	Provisions of LIPA’s tariff for adjustment to rates and changes of service classifications	Long Island Power Authority, H. Lee Denison Bldg., 100 Veterans Memorial Hwy., Happaugue, NY—March 4, 2015, 10:00 a.m. Long Island Power Authority, 333 Earle Ovington Blvd., 4th Fl., Uniondale, NY—March 4, 2015, 2:00 p.m.
People with Developmental Disabilities, Office for		
PDD-02-15-00007-EP	Direct care and clinical compensation payments	Office for People with Developmental Disabilities, 44 Holland Ave., Counsel’s Office Conference Rm., Albany, NY—March 2, 2015, 12:30 p.m. Office for People with Developmental Disabilities, 44 Holland Ave., Counsel’s Office Conference Rm., Albany, NY—March 3, 2015, 12:30 p.m.
PDD-02-15-00008-EP	Updates to SSI offset and SNAP benefit offset	Office for People with Developmental Disabilities, 44 Holland Ave., Counsel’s Office Conference Rm., Albany, NY—March 2, 2015, 11:00 a.m. Office for People with Developmental Disabilities, 44 Holland Ave., Counsel’s Office Conference Rm., Albany, NY—March 3, 2015, 11:00 a.m.
State, Department of		
DOS-02-15-00004-EP	Use of truss type, pre-engineered wood or timber construction in residential structures	Department of State, 99 Washington Ave., Rm. 505, Albany, NY—March 2, 2015, 10:00 a.m.

ACTION PENDING INDEX

The action pending index is a list of all proposed rules which are currently being considered for adoption. A proposed rule is added to the index when the notice of proposed rule making is first published in the *Register*. A proposed rule is removed from the index when any of the following occur: (1) the proposal is adopted as a permanent rule; (2) the proposal is rejected and withdrawn from consideration; or (3) the proposal's notice expires.

Most notices expire in approximately 12 months if the agency does not adopt or reject the proposal within that time. The expiration date is printed in the second column of the action pending index. Some notices, however, never expire. Those notices are identified by the word "exempt" in the second column. Actions pending for one year or more are preceded by an asterisk(*).

For additional information concerning any of the proposals listed

in the action pending index, use the identification number to locate the text of the original notice of proposed rule making. The identification number contains a code which identifies the agency, the issue of the *Register* in which the notice was printed, the year in which the notice was printed and the notice's serial number. The following diagram shows how to read identification number codes.

Agency code	Issue number	Year published	Serial number	Action Code
AAM	01	12	00001	P

Action codes: P — proposed rule making; EP — emergency and proposed rule making (expiration date refers to proposed rule); RP — revised rule making

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
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AGRICULTURE AND MARKETS, DEPARTMENT OF

AAM-44-14-00004-P 11/05/15	Host materials (potatoes, tomatoes and eggplants) and soil	To lift the golden nematode quarantine in portions of Nassau, Suffolk and Orleans Counties
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AUDIT AND CONTROL, DEPARTMENT OF

AAC-48-14-00001-P 12/03/15	Property Location Agreements	To conform terminology and to reflect an amendment made to EPTL section 13-2.3
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CABLE TELEVISION, COMMISSION ON

*CTV-23-94-00009-P exempt	Rates for basic service and equipment of Adelphia Communications - Aurora system	To determine whether the company's rates for basic service and equipment are justified
*CTV-23-94-00010-P	..... exempt	Rates for basic service and equipment of Adelphia Communications - Chautauqua system	To determine whether the company's rates for basic service and equipment are justified
*CTV-23-94-00011-P	..... exempt	Rates for basic service and equipment of Adelphia Communications - Grand Island system	To determine whether the company's rates for basic service and equipment are justified
*CTV-23-94-00012-P	..... exempt	Rates for basic service and equipment of Adelphia Communications - Riverview system	To determine whether the company's rates for basic service and equipment are justified
*CTV-23-94-00030-P	..... exempt	Rates for basic service and equipment of Cablevision Systems Corp. - Long Island/V-Cable/Shelter Island system	To determine whether the company's rates for basic service and equipment are justified
*CTV-23-94-00035-P	..... exempt	Rates for basic service and equipment of C-TEC Corp. - C-TEC Cable system	To determine whether the company's rates for basic service and equipment are justified
*CTV-24-94-00013-P	..... exempt	Rates for basic service and equipment of Cablevision Systems Corp. - Long Island - Riverhead system	To determine whether the company's rates for basic service and equipment are justified
*CTV-24-94-00026-P	..... exempt	Rates for basic service and equipment of Cablevision Systems Corp. - Long Island system	To determine whether the company's rates for basic service and equipment are justified

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
CABLE TELEVISION, COMMISSION ON			
*CTV-24-94-00034-P	..... exempt	Rates for basic service and equipment of Cablevision System Corp. - Long Island/V-Cable system	To determine whether the company's rates for basic service and equipment are justified
*CTV-24-94-00037-P	..... exempt	Rates for basic service and equipment of Adelphia Communications - International system	To determine whether the company's rates for basic service and equipment are justified
*CTV-24-94-00042-P	..... exempt	Rates for basic service and equipment of Adelphia Communications/Resort system	To determine whether the company's rates for basic service and equipment are justified
*CTV-24-94-00043-P	..... exempt	Rates for basic service and equipment of Adelphia Communications - Hoosick system	To determine whether the company's rates for basic service and equipment are justified
*CTV-24-94-00051-P	..... exempt	Rates for basic service and equipment of Cablevision Systems Corp. - Long Island/Great Neck system	To determine whether the company's rates for basic service and equipment are justified
*CTV-25-94-00015-P	..... exempt	Rates for basic service and equipment of Selectavision of Cazenovia - Cazenovia system	To determine whether the company's rates for basic service and equipment are justified
*CTV-25-94-00021-P	..... exempt	Rates for basic service and equipment of Cablevision Systems Corp. - A-R Cable Services-NY, Inc. Lynbrook system	To determine whether the company's rates for basic and equipment are justified
*CTV-25-94-00023-P	..... exempt	Rates for basic service and equipment of Cablevision Systems Corp. - Dutchess system	To determine whether the company's rates for basic service and equipment are justified
*CTV-25-94-00026-P	..... exempt	Rates for basic service and equipment of Adelphia Communications - Harbor Vue system	To determine whether the company's rates for basic service and equipment are justified
*CTV-25-94-00033-P	..... exempt	Rates for basic service and equipment of Cablevision Systems Corp. - East Hampton system	To determine whether the company's rates for basic service and equipment are justified
*CTV-27-94-00029-P	..... exempt	Rates for basic service and equipment of Cablevision Systems Corp.-Huntington system	To determine whether the company's rates for basic service and equipment are justified
*CTV-27-94-00031-P	..... exempt	Rates for basic service and equipment of Adelphia Communications-Niagara system	To determine whether the company's rates for basic service and equipment are justified
*CTV-39-94-00017-P	..... exempt	Rates for basic service and equipment of Time Warner - ATC - ACC Dryden system	To determine whether the company's rates for basic service and equipment are justified
*CTV-39-94-00018-P	..... exempt	Rates for basic service and equipment of Adelphia Communications-Aurora, Chautauqua, Grand Island, Harbor Vue, Hoosick, International, Niagara, Resort and River Valley systems	To determine whether the company's rates for basic service and equipment are justified
*CTV-39-94-00019-P	..... exempt	Rates for basic service and equipment of C-Tec Cable Corp.-C-Tec Cable system	To determine whether the company's rates for basic service and equipment are justified
*CTV-39-94-00023-P	..... exempt	Rates for basic service and equipment of United Video Cablevision of New York-Community Cable system	To determine whether the company's rates for basic service and equipment are justified
*CTV-39-94-00033-P	..... exempt	Rates for basic service and equipment of Simmons Communications-Simmons Cable-Salamanca system	To determine whether the company's rates for basic service and equipment are justified

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
CABLE TELEVISION, COMMISSION ON			
*CTV-39-94-00035-P	..... exempt	Rates for basic service and equipment of TKR Cable Company-Ramapo, Rockland and Warwick systems	To determine whether the company's rates for basic service and equipment are justified
*CTV-39-94-00037-P	..... exempt	Rates for basic service and equipment of U.S. Cable Corp.-Evangola, Westfield and Tri - County/Arcade systems	To determine whether the company's rates for basic service and equipment are justified
*CTV-39-94-00039-P	..... exempt	Rates for basic service and equipment of Time Warner-Warner Communications/Olean system	To determine whether the company's rates for basic service and equipment are justified
*CTV-45-94-00010-P	..... exempt	Rates for basic service and equipment of Cablevision Industries, Inc.-Genesee/Tri-County/Medina system	To determine whether the company's rates for basic service and equipment are justified
CIVIL SERVICE, DEPARTMENT OF			
CVS-20-14-00003-P	..... 05/21/15	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-25-14-00003-P	..... 06/25/15	Jurisdictional Classification	To classify a position in the exempt class
CVS-30-14-00001-P	..... 07/30/15	Jurisdictional Classification	To classify positions in the exempt class and to delete positions from the non-competitive class
CVS-30-14-00002-P	..... 07/30/15	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-30-14-00003-P	..... 07/30/15	Jurisdictional Classification	To classify a position in the exempt class and to delete positions from and classify positions in the non-competitive class
CVS-30-14-00004-P	..... 07/30/15	Jurisdictional Classification	To delete and classify positions in the exempt class and to delete and classify positions in the non-competitive class
CVS-30-14-00005-P	..... 07/30/15	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-30-14-00006-P	..... 07/30/15	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-30-14-00007-P	..... 07/30/15	Jurisdictional Classification	To delete a position from the non-competitive class
CVS-30-14-00008-P	..... 07/30/15	Jurisdictional Classification	To classify a position in the exempt class
CVS-30-14-00009-P	..... 07/30/15	Jurisdictional Classification	To classify a position in the exempt class
CVS-30-14-00010-P	..... 07/30/15	Jurisdictional Classification	To delete positions from and classify positions in the non-competitive class
CVS-30-14-00011-P	..... 07/30/15	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-30-14-00012-P	..... 07/30/15	Jurisdictional Classification	To classify a position in the exempt class
CVS-30-14-00013-P	..... 07/30/15	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-44-14-00005-P 11/05/15	Jurisdictional Classification	To classify a position in the exempt class

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
CIVIL SERVICE, DEPARTMENT OF			
CVS-44-14-00006-P	11/05/15	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-44-14-00007-P	11/05/15	Jurisdictional Classification	To classify a position in the exempt class
CVS-44-14-00008-P	11/05/15	Jurisdictional Classification	To classify a position in the exempt class
CVS-44-14-00009-P	11/05/15	Jurisdictional Classification	To classify positions in the exempt class
CVS-44-14-00010-P	11/05/15	Jurisdictional Classification	To classify positions in the exempt class
CVS-44-14-00011-P	11/05/15	Jurisdictional Classification	To classify a position in the exempt class
CVS-44-14-00012-P	11/05/15	Jurisdictional Classification	To delete a heading and positions from the exempt class
CVS-44-14-00013-P	11/05/15	Jurisdictional Classification	To delete a position from and classify positions in the exempt class
CVS-44-14-00014-P	11/05/15	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-44-14-00015-P	11/05/15	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-44-14-00016-P	11/05/15	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-44-14-00017-P	11/05/15	Jurisdictional Classification	To delete positions from and classify positions in the non-competitive class
CVS-44-14-00018-P	11/05/15	Jurisdictional Classification	To delete positions from and classify positions in the non-competitive class
CVS-47-14-00002-P	11/26/15	Jurisdictional Classification	To delete positions from and classify positions in the exempt class
CVS-47-14-00003-P	11/26/15	Jurisdictional Classification	To delete a position from and classify a position in the exempt class
CVS-47-14-00004-P	11/26/15	Jurisdictional Classification	To classify a position in the exempt class
CVS-47-14-00005-P	11/26/15	Jurisdictional Classification	To classify a position in the exempt class
CVS-47-14-00006-P	11/26/15	Jurisdictional Classification	To delete a subheading and positions from the exempt class
CVS-47-14-00007-P	11/26/15	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-01-15-00004-P	01/07/16	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-01-15-00005-P	01/07/16	Jurisdictional Classification	To classify a position in the exempt class
CVS-01-15-00006-P	01/07/16	Jurisdictional Classification	To delete a position from and classify a position in the exempt class

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
CIVIL SERVICE, DEPARTMENT OF			
CVS-01-15-00007-P	01/07/16	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-01-15-00008-P	01/07/16	Jurisdictional Classification	To delete positions from and classify positions in the exempt class
CVS-01-15-00009-P	01/07/16	Jurisdictional Classification	To delete a position from and classify a position in the exempt class
CVS-01-15-00021-P	01/07/16	Jurisdictional Classification	To classify a position in the exempt class
CVS-01-15-00022-P	01/07/16	Jurisdictional Classification	To delete positions from the non-competitive class
CVS-01-15-00023-P	01/07/16	Jurisdictional Classification	To classify a position in the non-competitive class
CORRECTIONS AND COMMUNITY SUPERVISION, DEPARTMENT OF			
*CCS-02-14-00003-P	01/15/15	Privileged Correspondence	Add the definition for "Rape Crisis Program"
*CCS-02-14-00004-P	01/15/15	Inmate Telephone Calls	Add the provision that an inmate may add attorney or DOH approved Rape Crisis Program to their telephone list
CCS-41-14-00007-P	10/15/15	Monterey Correctional Facility (CF), Chateaugay CF, Mt. McGregor CF, Butler CF	To remove references to Correctional Facilities that are no longer in operation
ECONOMIC DEVELOPMENT, DEPARTMENT OF			
EDV-46-14-00001-EP	11/19/15	Empire State Musical and Theatrical Production Tax Credit Program	Establish application procedures for the Empire State Musical and Theatrical Production Tax Credit Program
EDV-03-15-00001-P	01/21/16	Empire State Post Production Tax Credit Program	Establish application procedure for the Empire State Post Production Tax Credit Program
EDUCATION DEPARTMENT			
EDU-08-14-00020-P	02/26/15	Hearings on charges of tenured school employees	To allow, under certain circumstances, tenured teachers and principals to raise as a defense in a section 3020-a hearing that their school district failed to timely implement the Common Core in the 2012-2013 and/or 2013-2014 school years
EDU-19-14-00009-P	05/14/15	Mandatory reporting of information regarding possession, sale, use or manufacture of illegal drugs on school property/functions	To establish a mandatory reporting requirement for school personnel, sanctions for noncompliance, and protection for school personnel who report
EDU-27-14-00013-EP	07/09/15	Elementary and Secondary Education Act (ESEA) Flexibility and school and school district accountability	Conform regulations to State's ESEA Flexibility Waiver Renewal with respect to school and district removal criteria

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
EDUCATION DEPARTMENT			
EDU-44-14-00019-EP	11/05/15	New York State Common Core Learning Standards (CCLS)	To provide additional opportunities for students to meet diploma requirements by passing either the Regents Comprehensive Examination in English or the Common Core ELA examination at the January 2015, June 2015 and August 2015 test administrations
EDU-44-14-00024-EP	11/05/15	Duration of competition in high school athletics	Clarifies when a student's eligibility for senior high school athletic competition may be extended for illness or accident
EDU-44-14-00025-P	11/05/15	Pathways to Graduation	To establish criteria for multiple, comparably rigorous assessment pathways for high school graduation and college and career readiness and prescribe new unit of credit and examination requirements for social studies
EDU-44-14-00026-EP	11/05/15	Appeals process on Regents exams passing score for English Language Learners (ELLs)	Allow ELLs who enter the United States in 9th grade or above in the 2010-11 school year and thereafter to graduate with a Local Diploma if they score between 55-61 on the Regents Exam in English and meet all other conditions for appeal of a Regents score
EDU-44-14-00027-P	11/05/15	Elementary and Secondary Education Act (ESEA) Flexibility and school and school district accountability	To provide flexibility to LEAs in the administration of Regents mathematics examinations (Common Core) students in grades 7-8
EDU-48-14-00007-ERP	12/03/15	New York State Common Core Learning Standards (CCLS) in mathematics	To provide additional flexibility in the transition to the Common Core-aligned Regents Examination in Algebra 1
EDU-48-14-00008-P	12/03/15	Field tests for State assessments, alternate assessments and Regents examinations	To clarify that school districts must administer field tests in the schools for which they are assigned
EDU-48-14-00009-P	12/03/15	Professional development requirements for teachers, level III teaching assistants and administrators	To establish professional development requirements for teachers, holders of a level III teaching assistant certificate, and administrators, in language acquisition that specifically addresses the needs of students who are English Language Learners (ELLs)
EDU-52-14-00012-P	12/31/15	Local high school equivalency diplomas based upon experimental programs	To extend until 6/30/17 the provision for awarding local high school equivalency diplomas based upon experimental programs
EDU-52-14-00014-EP	12/31/15	Determination of student residency	Clarify requirements on student enrollment, particularly as to procedures for unaccompanied minors and other undocumented youth
EDU-52-14-00015-EP	12/31/15	Profession of Applied Behavior Analysis	To implement Chapter 554 of the Laws of 2013 and Chapter 8 of the Laws of 2014
EDU-52-14-00028-P	12/31/15	Certification requirements for teaching assistants	To provide extensions in one year increments on the validity of a Level II teaching assistant certificate for candidates pursuing citizenship; define "school year"; and eliminate the words "without fee" in the definition of internship certificate

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
EDUCATION DEPARTMENT			
EDU-01-15-00011-P	01/07/16	Epinephrine auto-injectors	Prescribe standards for provision, maintenance, and administration of epinephrine auto-injectors in the event of an emergency
ENVIRONMENTAL CONSERVATION, DEPARTMENT OF			
*ENV-37-13-00005-RP	01/28/15	Liquefied Natural Gas (LNG)	To establish criteria for the siting of and to require DEC permits for LNG facilities per ECL Article 23, Title 17
ENV-31-14-00006-P	10/14/15	Petroleum Bulk Storage (PBS) and Used Oil Management	To harmonize existing State requirements with overlapping Federal requirements
ENV-31-14-00007-P	10/14/15	Chemical Bulk Storage	To amend existing CBS rule to be at least as stringent as EPA federal rule (40 CFR 280) and include NYS 2008 statutory changes
ENV-41-14-00003-P	10/15/15	Sportfish activities and associated activities	To revise sportfishing regulations & associated activities including the commercial collection, sale and use of baitfish
ENV-46-14-00002-EP	11/19/15	To amend part 189 related to the discovery of chronic wasting disease in deer in Ohio	To prevent importation of chronic wasting disease infectious material from the State of Ohio into New York
ENV-47-14-00001-P	11/26/15	The management of coastal sharks	Make state regulations consistent with federal rules and maintain compliance with the ASMFC Interstate FMP for Coastal Sharks
ENV-48-14-00005-P	01/27/16	Water quality standards for Class I and Class SD waters in New York City and Suffolk County	To amend New York's water quality standards for Class I and Class SD waters to meet the "swimmable" goal of the Clean Water Act
ENV-52-14-00027-P	02/09/16	The control of criteria air contaminants and toxic air contaminants from general process air pollution sources	To clearly define the federal and state requirements of the existing Part 212 rule, General Process Emission Sources
FINANCIAL SERVICES, DEPARTMENT OF			
DFS-29-14-00003-P	07/23/15	Arbitration	To revise the fee structure awarded to attorneys who prevail in no-fault disputes on behalf of applicants
DFS-29-14-00014-P	07/23/15	Title insurance agents, affiliated relationships, and title insurance business	To implement requirements of Chapter 57 of Laws of NY 2014 re: title insurance agents and placement of title insurance business
DFS-29-14-00015-P	07/23/15	Regulation of the conduct of virtual currency businesses	Regulate retail-facing virtual currency business activity in order to protect New York consumers and users and ensure the safety and soundness of New York licensed providers of virtual currency products and services
DFS-46-14-00013-P	11/19/15	Reports to Central Organization	To remove an outdated references to "PILR" in the title of section 62-2.2
DFS-52-14-00009-P	12/31/15	Independent Dispute Resolution for Emergency Services and Surprise Bills	To establish a dispute resolution process and standards for that process

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
GAMING COMMISSION, NEW YORK STATE			
*SGC-49-13-00010-P	01/21/15	Per Se regulatory standardbred threshold limited to 24 drugs, special corticosteroid rules	To enhance the integrity and safety of standardbred horse racing by limiting standardbred equine drugs
*SGC-49-13-00012-P	01/21/15	Per Se regulatory standardbred threshold and restricted time period for betamethasone and triamcinolone acetonide	To enhance the integrity and safety of standardbred horse racing with new corticosteroid rules
*SGC-49-13-00013-P	01/21/15	Per Se regulatory standardbred threshold and restricted time period for dexamethasone and prednisolone	To enhance the integrity and safety of standardbred horse racing with new corticosteroid rules
*SGC-49-13-00016-P	01/21/15	Per Se regulatory standardbred threshold and restricted time period for various drugs	To enhance the integrity and efficiency of standardbred horse racing with new equine drug rules
*SGC-49-13-00023-P	01/21/15	Restricted time period for administrations of unspecified corticosteroids to thoroughbred horses	To enhance the integrity and safety of thoroughbred horse racing
SGC-28-14-00006-EP	07/16/15	Implementation of rules pertaining to gaming facility request for application and gaming facility license application	To facilitate a fair and transparent process for applying for a license to operate a gaming facility
GENERAL SERVICES, OFFICE OF			
GNS-33-14-00004-EP	08/20/15	Service-Disabled Veteran-Owned Business Enterprises	to establish standards, procedures and criteria with respect to the Service-Disabled Veteran-Owned Business Enterprise program
GNS-36-14-00001-P	09/10/15	Procurement of New York State food products	To provide guidance to State Agencies as to how they procure food
HEALTH, DEPARTMENT OF			
*HLT-14-94-00006-P	exempt	Payment methodology for HIV/AIDS outpatient services	To expand the current payment to incorporate pricing for services
HLT-08-14-00001-RP	02/26/15	Physician Assistants and Specialist Assistants	Allows LPAs to prescribe controlled substances (including Schedule II) to patients under the care of the supervising physician
HLT-28-14-00008-P	07/16/15	Immediate Needs for Personal Care Services	To provide for meeting the immediate needs of Medicaid applicants and recipients for personal care services
HLT-28-14-00015-ERP	07/16/15	Rate Rationalization – Intermediate Care Facilities for Persons with Developmental Disabilities	To amend the new rate methodology effective July 1, 2014
HLT-28-14-00016-ERP	07/16/15	Rate Rationalization for Community Residences/Individualized Residential Alternatives Habilitation and Day Habilitation	To amend the new rate methodology effective July 1, 2014
HLT-29-14-00013-P	07/23/15	Amendment of Certificate of Need (CON) Applications	To eliminate requirement for Public Health & Health Planning Council review of certain types of amendments to CON applications
HLT-31-14-00002-P	08/06/15	Outpatient Services Licensed Under the Mental Hygiene Law	Creates methodology for adjusting provider reimbursement in OPWDD, OHM & OASAS certified clinics based on annual patient visits

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
HEALTH, DEPARTMENT OF			
HLT-32-14-00001-P	08/13/15	Blood Banks	Update practice standards, reflect changes and provide clarification of reg. provisions for blood banks and transfusion services
HLT-35-14-00002-P	09/03/15	Statewide Health Information Network for New York (SHIN-NY)	To promulgate regulations, consistent with federal law and policies, that govern the Statewide Health Information Network for NY
HLT-36-14-00012-P	09/10/15	Personal Care Services Program (PCSP) and Consumer Directed Personal Assistance Program (CDPAP)	To establish definitions, criteria and requirements associated with the provision of continuous PC and continuous CDPA services
HLT-37-14-00003-P	09/17/15	Emergency Medical Services	To clarify terminology, eliminate vagueness, address legal statutes/crimes & incorp. modern professional, ethical & moral standards
HLT-39-14-00018-P	10/01/15	Medical Records Access Review Committees (MRARCs)	To designate rather than appoint MRARCs to hear appeals from the denial of access to patient information
HLT-40-14-00016-P	10/08/15	Inpatient Rate for Language Assistance Services	To establish hospital inpatient payment rate to reimburse hospitals for the costs of providing language interpretation services
HLT-40-14-00017-P	10/08/15	Nursing Home (NH) Transfer and Discharge Rights	To clarify requirements governing NH transfers and discharges so that facilities will uniformly comply with federal regulations
HLT-40-14-00018-P	10/08/15	Managed Care Organizations	To lower the contingent reserve requirement applied to the Medicaid Managed Care, Family Health Plus & HIV SNP Programs
HLT-41-14-00002-P	10/15/15	Certificate of Need (CON) Requirements	Simplify CON review requirements for projects involving nonclinical infrastructure, equipment replacement & repair & maintenance
HLT-42-14-00001-P	10/22/15	Audited Financial Statements for Managed Care Organizations	To extend audit and reporting standards to all managed care organizations (MCOs), including PHSPs, HIV SNPs and MLTCPs
HLT-43-14-00001-P	10/29/15	Hospital Observation Services	To amend current observation services provisions to be in compliance with changes in Public Health Law, Section 2805-v
HLT-50-14-00001-P	12/17/15	Transgender Related Care and Services	To authorize Medicaid coverage for transgender related care and services
HLT-52-14-00013-P	12/31/15	Medical Use of Marihuana	To comprehensively regulate the manufacture, sale and use of medical marihuana
HIGHER EDUCATION SERVICES CORPORATION			
ESC-52-14-00016-P	12/31/15	Default fee	To repeal section 2101.5 of Title 8 of the NYCRR as obsolete
ESC-52-14-00017-P	12/31/15	New York State Math and Science Teaching Incentive Program	To delete an outdated and incorrect reference
ESC-52-14-00018-P	12/31/15	Volunteer Recruitment Service Scholarships Program	To repeal section 2201.11 of Title 8 of the NYCRR as obsolete

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
HIGHER EDUCATION SERVICES CORPORATION			
ESC-01-15-00003-P	01/07/16	Adjustments to income	To delete incorrect references
LIQUOR AUTHORITY, STATE			
LQR-02-15-00002-P	03/09/16	Signage, Services and Gifts to Retailers	To enact business friendly amendments; eliminate interior sign restrictions; and increase annual dollar limits for advertising
LONG ISLAND POWER AUTHORITY			
*LPA-08-01-00003-P	exempt	Pole attachments and related matters	To approve revisions to the authority's tariff
*LPA-41-02-00005-P	exempt	Tariff for electric service	To revise the tariff for electric service
*LPA-04-06-00007-P	exempt	Tariff for electric service	To adopt provisions of a ratepayer protection plan
*LPA-03-10-00004-P	exempt	Residential late payment charges	To extend the application of late payment charges to residential customers
LPA-02-15-00006-P	exempt	The provisions of LIPA's Tariff for adjustment to rates and changes of service classifications	To modify and add to the Tariff in order to implement revenue-neutral changes required to maintain the 3-year LIPA rate freeze
MENTAL HEALTH, OFFICE OF			
OMH-38-14-00001-P	09/24/15	Telepsychiatry services in OMH-licensed clinics	Establish basic standards and parameters to approve telepsychiatry in OMH-licensed clinic programs choosing to offer this service
OMH-46-14-00005-EP	11/19/15	Vital Access Program and Providers	To establish a process by which providers may be designated as Vital Access Providers to receive supplemental funding
OMH-47-14-00011-P	11/26/15	Medical Assistance Rates of Payment for Residential Treatment Facilities for Children and Youth	Elimination of trend factor effective July 1, 2014
OMH-02-15-00003-P	01/14/16	Clinic Treatment Programs	Amend reimbursement structure for delivery of psychotherapy services; eliminate utilization threshold for court-mandated svcs
MOTOR VEHICLES, DEPARTMENT OF			
*MTV-01-14-00006-P	01/08/15	Personalized plates for historical motor vehicles	To permit the issuance of personalized plates to persons who own historical motor vehicles
MTV-48-14-00006-P	12/03/15	Relicensing after revocation	To clarify and strengthen criteria relative to relicensing after revocation
MTV-51-14-00001-P	12/24/15	Colored lights on fire vehicles, ambulances, emergency ambulance service vehicles and county emergency medical service vehicles	To make a technical correction to align the regulation with the statute
NIAGARA FALLS WATER BOARD			
*NFW-04-13-00004-EP	exempt	Adoption of Rates, Fees and Charges	To pay for the increased costs necessary to operate, maintain and manage the system, and to achieve covenants with bondholders

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
NIAGARA FALLS WATER BOARD			
NFW-13-14-00006-EP	..... exempt	Adoption of Rates, Fees and Charges	To pay for increased costs necessary to operate, maintain and manage the system and to achieve covenants with the bondholders
PEOPLE WITH DEVELOPMENTAL DISABILITIES, OFFICE FOR			
PDD-46-14-00003-EP	..... 01/06/16	Amendments to Rate Setting Methodology: Rates for Residential Habilitation Delivered in IRAs and CRs and for Day Habilitation	To amend the new rate setting methodology effective July 2014
PDD-46-14-00004-EP	..... 11/19/15	Amendment to Rate Setting for Non-State Providers: Intermediate Care Facilities for Persons with Developmental Disabilities	To amend the new rate setting methodology effective July 2014
PDD-02-15-00007-EP	..... 03/08/16	Direct Care and Clinical Compensation Payments	To amend rate-setting for eligible services in order to implement increases in direct care and clinical compensation
PDD-02-15-00008-EP	..... 03/02/16	Updates to SSI offset and SNAP benefit offset	To adjust reimbursement to affected providers for rent and food costs
POWER AUTHORITY OF THE STATE OF NEW YORK			
*PAS-01-10-00010-P	..... exempt	Rates for the sale of power and energy	Update ECSB Programs customers' service tariffs to streamline them/include additional required information
PAS-01-15-00012-P	..... exempt	Rates for the Sale of Power and Energy	To recover the Authority's Fixed Costs
PAS-01-15-00013-P	..... exempt	Rates for the Sale of Power and Energy	To align rates and costs
PUBLIC SERVICE COMMISSION			
*PSC-28-97-00032-P	..... exempt	General service by Central Hudson Gas & Electric Corporation	To limit certain special provisions
*PSC-34-97-00009-P	..... exempt	Collection agency fees by Consolidated Edison Company of New York, Inc.	To pass collection agency fees on to the customer
*PSC-04-98-00015-P	..... exempt	Interconnection service overcharges by Niagara Mohawk Power Corporation	To consider a complaint by Azure Mountain Power Co.
*PSC-19-98-00008-P	..... exempt	Call forwarding by CPU Industries Inc./MKL Net, et al.	To rehear the petition
*PSC-02-99-00006-EP	..... exempt	Intralata freeze plan by New York Telephone Company	To approve the plan
*PSC-09-99-00012-P	..... exempt	Transfer of books and records by Citizens Utilities Company	To relocate Ogden Telephone Company's books and records out-of-state
*PSC-15-99-00011-P	..... exempt	Electronic tariff by Woodcliff Park Corp.	To replace the company's current tariff with an electronic tariff
*PSC-50-99-00009-P	..... exempt	Retail access uniform business practices by The Brooklyn Union Gas Company and KeySpan Gas East Corporation d/b/a Brooklyn Union of Long Island	To approve a joint petition requesting a waiver extension of a requirement set forth in the commission's order

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-52-99-00006-P	..... exempt	Wide area rate center calling	To implement number conservation measures
*PSC-12-00-00001-P	..... exempt	Winter bundled sales service election date by Central Hudson Gas & Electric Corporation	To revise the date
*PSC-14-00-00004-EP	..... exempt	NXX code in the 716 NPA by Broadview Networks	To assign an NXX code in Buffalo
*PSC-14-00-00026-P	..... exempt	Interconnection agreement between New York Telephone Company d/b/a Bell Atlantic-New York and Media Log, Inc.	To review the terms and conditions of the negotiated agreement
*PSC-14-00-00027-P	..... exempt	Interconnection agreement between New York Telephone Company d/b/a Bell Atlantic-New York and Pilgrim Telephone, Inc.	To review the terms and conditions of the negotiated agreement
*PSC-14-00-00029-P	..... exempt	Interconnection agreement between New York Telephone Company d/b/a Bell Atlantic-New York and CoreComm New York, Inc.	To review the terms and conditions of the negotiated agreement
*PSC-16-00-00012-P	..... exempt	Termination of local telecommunications traffic by Hyperion Communications of New York, Inc.	To determine appropriate compensation levels
*PSC-21-00-00007-P	..... exempt	Initial tariff schedule by Drew Road Association	To set forth the rates, charges, rules and regulations
*PSC-31-00-00026-P	..... exempt	Water service by Windover Water Works	To abandon the water system
*PSC-33-00-00010-P	..... exempt	Electric rate and restructuring plan by Rochester Gas and Electric Corporation	To evaluate possible modifications
*PSC-36-00-00039-P	..... exempt	Steam increase by Consolidated Edison Company of New York, Inc.	To provide for an annual increase in the first year of a proposed four-year rate plan
*PSC-37-00-00001-EP	..... exempt	Interruptible gas customers	To ensure customers have an adequate supply of alternative fuel available
*PSC-39-00-00004-P	..... exempt	Blockable central office codes by PaeTec Communications, Inc.	To review the commission's requirements for assignment of numbering resources
*PSC-44-00-00014-P	..... exempt	Recovery of costs through adjustment mechanisms by Consolidated Edison Company of New York, Inc.	To permit the recovery of certain costs
*PSC-49-00-00007-P	..... exempt	Gas sales and purchases by Corning Natural Gas Corporation	To determine whether certain gas sales and purchases were in the public interest and whether customers should bear the resulting costs
*PSC-01-01-00023-P	..... exempt	Installation, maintenance and ownership of service laterals by Rochester Gas and Electric Corporation	To update and clarify the provisions
*PSC-06-01-00009-P	..... exempt	Uniform system of accounts by Rochester Gas and Electric Corporation	To defer an item of expense beyond the end of the year in which it was incurred
*PSC-13-01-00001-P	..... exempt	Request for accounting authorization by Rochester Gas and Electric Corporation	To defer an item of expense beyond the end of the year in which it was incurred
*PSC-13-01-00002-P	..... exempt	Request for accounting authorization by Rochester Gas and Electric Corporation	To defer an item of expense beyond the end of the year in which it was incurred

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-13-01-00003-P	..... exempt	Request for accounting authorization by Rochester Gas and Electric Corporation	To defer an item of expense beyond the end of the year in which it was incurred
*PSC-15-01-00012-P	..... exempt	Transfer of a controlling leasehold interest by Huntley Power LLC	To approve the transfer
*PSC-22-01-00006-P	..... exempt	Con Edison's phase 4 plan for retail access by AES Energy, Inc.	To review the request for rehearing
*PSC-26-01-00012-P	..... exempt	Interconnection of networks between Sprint PCS and Verizon New York Inc.	To review the terms and conditions of the negotiated agreement
*PSC-36-01-00010-P	..... exempt	Competitive metering by eBidenergy.com	To clarify meter ownership rules and requirements
*PSC-44-01-00005-P	..... exempt	Annual reconciliation of gas costs by Corning Natural Gas Corporation	To authorize the company to include certain gas costs
*PSC-01-02-00007-P	..... exempt	Accounting and rate treatment of proceeds by Consolidated Edison Company of New York, Inc.	To consider proceeds from sale of nuclear generating facilities
*PSC-05-02-00005-P	..... exempt	Uniform system of accounts by Consolidated Edison Company of New York, Inc.	To defer expenditures incurred in connection with emergency response services affected by the World Trade Center disaster
*PSC-06-02-00015-P	..... exempt	Network reliability performance mechanism by Consolidated Edison Company of New York, Inc.	To earn rewards for meeting the targets of the network reliability performance mechanism
*PSC-07-02-00032-P	..... exempt	Uniform business practices	To consider modification
*PSC-29-02-00014-P	..... exempt	Financing by Valley Energy, Inc.	To issue a note and allocate costs
*PSC-49-02-00021-P	..... exempt	Requests for lightened regulation by PSEG Power Belpport, LLC	To consider the company's request
*PSC-08-03-00009-P	..... exempt	Provision of gas service to World Kitchen Incorporated	To establish terms and conditions
*PSC-09-03-00012-P	..... exempt	Incremental service line installations by New York State Electric & Gas Corporation	To revise the current flat rate per foot charged
*PSC-09-03-00014-P	..... exempt	Deferral accounting by Consolidated Edison Company of New York, Inc. and Orange and Rockland Utilities, Inc.	To defer expense items beyond the end of the year(s) in which they were incurred
*PSC-11-03-00012-P	..... exempt	Economic development plan by New York State Electric & Gas Corporation	To consider the plan
*PSC-18-03-00004-P	..... exempt	Lightened regulation by East Hampton Power and Light Corporation (EHPLC)	To provide for lightened regulation and grant financing approval
*PSC-22-03-00020-P	..... exempt	Inter-departmental gas pricing by Consolidated Edison Company of New York, Inc.	To revise the method used in steam and steam-electric generating stations
*PSC-32-03-00020-P	..... exempt	Issuance of debt and approval of surcharge by Rainbow Water Company	To approve necessary financing

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-34-03-00019-P	..... exempt	Issuance of securities by KeySpan East Corporation d/b/a KeySpan Energy Delivery Long Island	To obtain authorization to issue securities
*PSC-35-03-00009-P	..... exempt	Interconnection agreement between Verizon New York Inc. and MCIMetro Access Transmission Services LLC	To amend the agreement
*PSC-36-03-00010-P	..... exempt	Performance assurance plan by Verizon New York	To consider changes
*PSC-39-03-00013-P	..... exempt	Complaint by State University of New York (SUNY) regarding a NYSEG operating agreement	To consider the complaint
*PSC-40-03-00015-P	..... exempt	Receipt of payment of bills by St. Lawrence Gas Company	To revise the process
*PSC-41-03-00008-P	..... exempt	Lightened regulation by Sterling Power Partners, L.P.	To consider granting lightened regulation
*PSC-41-03-00010-P	..... exempt	Annual reconciliation of gas expenses and gas cost recoveries	To consider filings of various LDCs and municipalities
*PSC-41-03-00011-P	..... exempt	Annual reconciliation of gas expenses and gas cost recoveries	To consider filings of various LDCs and municipalities
*PSC-42-03-00005-P	..... exempt	Interest rate by the Bath Electric, Gas, and Water Systems	To use an alternate interest rate
*PSC-43-03-00036-P	..... exempt	Merchant function backout credit and transition balancing account by KeySpan Gas East Corporation	To continue the credit and account until May 31, 2005
*PSC-43-03-00037-P	..... exempt	Merchant function backout credit and transition balancing account by The Brooklyn Union Gas Company	To continue the credit and account until May 31, 2005
*PSC-44-03-00009-P	..... exempt	Retail access data between jurisdictional utilities	To accommodate changes in retail access market structure or commission mandates
*PSC-47-03-00024-P	..... exempt	Lightened regulation and financing approval by Medford Energy LLC	To consider the requests
*PSC-02-04-00008-P	..... exempt	Delivery rates for Con Edison's customers in New York City and Westchester County by the City of New York	To rehear the Nov. 25, 2003 order
*PSC-06-04-00009-P	..... exempt	Transfer of ownership interest by SCS Energy LLC and AE Investors LLC	To transfer interest in Steinway Creek Electric Generating Company LLC to AE Investors LLC
*PSC-10-04-00005-P	..... exempt	Temporary protective order	To consider adopting a protective order
*PSC-10-04-00008-P	..... exempt	Interconnection agreement between Verizon New York Inc. and VIC-RMTS-DC, L.L.C. d/b/a Verizon Avenue	To amend the agreement
*PSC-14-04-00008-P	..... exempt	Submetering of natural gas service to industrial and commercial customers by Hamburg Fairgrounds	To submeter gas service to commercial customers located at the Buffalo Speedway

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-15-04-00022-P	..... exempt	Submetering of electricity by Glenn Gardens Associates, L.P.	To permit submetering at 175 W. 87th St., New York, NY
*PSC-21-04-00013-P	..... exempt	Verizon performance assurance plan by Metropolitan Telecommunications	To clarify the appropriate performance level
*PSC-22-04-00010-P	..... exempt	Approval of new types of electricity meters by Powell Power Electric Company	To permit the use of the PE-1250 electronic meter
*PSC-22-04-00013-P	..... exempt	Major gas rate increase by Consolidated Edison Company of New York, Inc.	To increase annual gas revenues
*PSC-22-04-00016-P	..... exempt	Master metering of water by South Liberty Corporation	To waive the requirement for installation of separate water meters
*PSC-25-04-00012-P	..... exempt	Interconnection agreement between Frontier Communications of Ausable Valley, Inc., et al. and Sprint Communications Company, L.P.	To amend the agreement
*PSC-27-04-00008-P	..... exempt	Interconnection agreement between Verizon New York Inc. and various Verizon wireless affiliates	To amend the agreement
*PSC-27-04-00009-P	..... exempt	Interconnection agreement between Verizon New York Inc. and various Verizon wireless affiliates	To amend the agreement
*PSC-28-04-00006-P	..... exempt	Approval of loans by Dunkirk & Fredonia Telephone Company and Cassadaga Telephone Corporation	To authorize participation in the parent corporation's line of credit
*PSC-31-04-00023-P	..... exempt	Distributed generation service by Consolidated Edison Company of New York, Inc.	To provide an application form
*PSC-34-04-00031-P	..... exempt	Flat rate residential service by Emerald Green Lake Louise Marie Water Company, Inc.	To set appropriate level of permanent rates
*PSC-35-04-00017-P	..... exempt	Application form for distributed generation by Orange and Rockland Utilities, Inc.	To establish a new supplementary application form for customers
*PSC-43-04-00016-P	..... exempt	Accounts receivable by Rochester Gas and Electric Corporation	To include in its tariff provisions for the purchase of ESCO accounts receivable
*PSC-46-04-00012-P	..... exempt	Service application form by Consolidated Edison Company of New York, Inc.	To revise the form and make housekeeping changes
*PSC-46-04-00013-P	..... exempt	Rules and guidelines governing installation of metering equipment	To establish uniform statewide business practices
*PSC-02-05-00006-P	..... exempt	Violation of the July 22, 2004 order by Dutchess Estates Water Company, Inc.	To consider imposing remedial actions against the company and its owners, officers and directors
*PSC-09-05-00009-P	..... exempt	Submetering of natural gas service by Hamlet on Olde Oyster Bay	To consider submetering of natural gas to a commercial customer
*PSC-14-05-00006-P	..... exempt	Request for deferred accounting authorization by Freeport Electric Inc.	To defer expenses beyond the end of the fiscal year
*PSC-18-05-00009-P exempt	Marketer Assignment Program by Consolidated Edison Company of New York, Inc.	To implement the program

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-20-05-00028-P	..... exempt	Delivery point aggregation fee by Allied Frozen Storage, Inc.	To review the calculation of the fee
*PSC-25-05-00011-P	..... exempt	Metering, balancing and cashout provisions by Central Hudson Gas & Electric Corporation	To establish provisions for gas customers taking service under Service Classification Nos. 8, 9 and 11
*PSC-27-05-00018-P	..... exempt	Annual reconciliation of gas costs by New York State Electric & Gas Corporation	To consider the manner in which the gas cost incentive mechanism has been applied
*PSC-41-05-00013-P	..... exempt	Annual reconciliation of gas expenses and gas cost recoveries by local distribution companies and municipalities	To consider the filings
*PSC-45-05-00011-P	..... exempt	Treatment of lost and unaccounted gas costs by Corning Natural Gas Corporation	To defer certain costs
*PSC-46-05-00015-P	..... exempt	Sale of real and personal property by the Brooklyn Union Gas Company d/b/a KeySpan Energy Delivery New York and Steel Arrow, LLC	To consider the sale
*PSC-47-05-00009-P	..... exempt	Transferral of gas supplies by Corning Natural Gas Corporation	To approve the transfer
*PSC-50-05-00008-P	..... exempt	Long-term debt by Saratoga Glen Hollow Water Supply Corp.	To obtain long-term debt
*PSC-04-06-00024-P	..... exempt	Transfer of ownership interests by Mirant NY-Gen LLC and Orange and Rockland Utilities, Inc.	To approve of the transfer
*PSC-06-06-00015-P	..... exempt	Gas curtailment policies and procedures	To examine the manner and extent to which gas curtailment policies and procedures should be modified and/or established
*PSC-07-06-00009-P	..... exempt	Modification of the current Environmental Disclosure Program	To include an attributes accounting system
*PSC-22-06-00019-P	..... exempt	Hourly pricing by National Grid	To assess the impacts
*PSC-22-06-00020-P	..... exempt	Hourly pricing by New York State Electric & Gas Corporation	To assess the impacts
*PSC-22-06-00021-P	..... exempt	Hourly pricing by Rochester Gas & Electric Corporation	To assess the impacts
*PSC-22-06-00022-P	..... exempt	Hourly pricing by Consolidated Edison Company of New York, Inc.	To assess the impacts
*PSC-22-06-00023-P	..... exempt	Hourly pricing by Orange and Rockland Utilities, Inc.	To assess the impacts
*PSC-24-06-00005-EP	..... exempt	Supplemental home energy assistance benefits	To extend the deadline to Central Hudson's low-income customers
*PSC-25-06-00017-P	..... exempt	Purchased power adjustment by Massena Electric Department	To revise the method of calculating the purchased power adjustment and update the factor of adjustment

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-34-06-00009-P	..... exempt	Inter-carrier telephone service quality standards and metrics by the Carrier Working Group	To incorporate appropriate modifications
*PSC-37-06-00015-P	..... exempt	Procedures for estimation of customer bills by Rochester Gas and Electric Corporation	To consider estimation procedures
*PSC-37-06-00017-P	..... exempt	Procedures for estimation of customer bills by Rochester Gas and Electric Corporation	To consider estimation procedures
*PSC-39-06-00018-P	..... exempt	Order establishing rate plan by Central Hudson Gas & Electric Corporation and the Consumer Protection Board	To consider the petitions for rehearing
*PSC-39-06-00019-P	..... exempt	Investigation of Richard M. Osborne by Corning Natural Gas Corporation	To determine the interests, plans and commitments that will be in place if he is successful in blocking the merger of Corning Gas and C&T Enterprises
*PSC-39-06-00022-P	..... exempt	Uniform business practices and related matters by U.S. Energy Savings Corporation	To establish a contest period
*PSC-40-06-00005-P	..... exempt	Orion Integral automatic meter reading transmitter by New York State Electric and Gas Corporation	To permit gas utilities in NYS to use the Badger Meter Incorporated Orion Integral transmitters
*PSC-42-06-00011-P	..... exempt	Submetering of electricity by 225 5th LLC	To submeter electricity at 255 Fifth Ave., New York, NY
*PSC-43-06-00014-P	..... exempt	Electric delivery services by Strategic Power Management, Inc.	To determine the proper mechanism for the rate-recovery of costs
*PSC-44-06-00014-P	..... exempt	Electric power outages in Northwest Queens by Consolidated Edison Company of New York, Inc.	To review the terms and conditions of the agreement
*PSC-45-06-00007-P	..... exempt	Alleged failure to provide electricity by Robert Andrews	To assess validity of allegations and appropriateness of fines
*PSC-01-07-00031-P	..... exempt	Enforcement mechanisms by National Fuel Gas Distribution Corporation	To modify enforcement mechanisms
*PSC-04-07-00012-P	..... exempt	Petition for rehearing by Orange and Rockland Utilities, Inc.	To clarify the order
*PSC-06-07-00015-P	..... exempt	Meter reading and billing practices by Central Hudson Gas & Electric Corporation	To continue current meter reading and billing practices for electric service
*PSC-06-07-00020-P	..... exempt	Meter reading and billing practices by Central Hudson Gas & Electric Corporation	To continue current meter reading and billing practices for gas service
*PSC-11-07-00010-P	..... exempt	Investigation of the electric power outages by the Consolidated Edison Company of New York, Inc.	To implement the recommendations in the staff's investigation
*PSC-11-07-00011-P	..... exempt	Storm-related power outages by Consolidated Edison Company of New York, Inc.	To modify the company's response to power outages, the timing for any such changes and other related matters

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-17-07-00008-P	..... exempt	Interconnection agreement between Verizon New York Inc. and BridgeCom International, Inc.	To amend the agreement
*PSC-18-07-00010-P	..... exempt	Existing electric generating stations by Independent Power Producers of New York, Inc.	To repower and upgrade existing electric generating stations owned by Rochester Gas and Electric Corporation
*PSC-20-07-00016-P	..... exempt	Tariff revisions and making rates permanent by New York State Electric & Gas Corporation	To seek rehearing
*PSC-21-07-00007-P	..... exempt	Natural Gas Supply and Acquisition Plan by Corning Natural Gas Corporation	To revise the rates, charges, rules and regulations for gas service
*PSC-22-07-00015-P	..... exempt	Demand Side Management Program by Consolidated Edison Company of New York, Inc.	To recover incremental program costs and lost revenue
*PSC-23-07-00022-P	..... exempt	Supplier, transportation, balancing and aggregation service by National Fuel Gas Distribution Corporation	To explicitly state in the company's tariff that the threshold level of elective upstream transmission capacity is a maximum of 112,600 Dth/day of marketer-provided upstream capacity
*PSC-24-07-00012-P	..... exempt	Gas Efficiency Program by the City of New York	To consider rehearing a decision establishing a Gas Efficiency Program
*PSC-39-07-00017-P	..... exempt	Gas bill issuance charge by New York State Electric & Gas Corporation	To create a gas bill issuance charge unbundled from delivery rates
*PSC-41-07-00009-P	..... exempt	Submetering of electricity rehearing	To seek reversal
*PSC-42-07-00012-P	..... exempt	Energy efficiency program by Orange and Rockland Utilities, Inc.	To consider any energy efficiency program for Orange and Rockland Utilities, Inc.'s electric service
*PSC-42-07-00013-P	..... exempt	Revenue decoupling by Orange and Rockland Utilities, Inc.	To consider a revenue decoupling mechanism for Orange and Rockland Utilities, Inc.
*PSC-45-07-00005-P	..... exempt	Customer incentive programs by Orange and Rockland Utilities, Inc.	To establish a tariff provision
*PSC-02-08-00006-P	..... exempt	Additional central office codes in the 315 area code region	To consider options for making additional codes
*PSC-03-08-00006-P	..... exempt	Rehearing of the accounting determinations	To grant or deny a petition for rehearing of the accounting determinations
*PSC-04-08-00010-P	..... exempt	Granting of easement rights on utility property by Central Hudson Gas & Electric Corporation	To grant easement rights to Millennium Pipeline Company, L.L.C.
*PSC-04-08-00012-P	..... exempt	Marketing practices of energy service companies by the Consumer Protection Board and New York City Department of Consumer Affairs	To consider modifying the commission's regulation over marketing practices of energy service companies
*PSC-08-08-00016-P	..... exempt	Transfer of ownership by Entergy Nuclear Fitzpatrick LLC, et al.	To consider the transfer

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-12-08-00019-P	..... exempt	Extend the provisions of the existing electric rate plan by Rochester Gas and Electric Corporation	To consider the request
*PSC-12-08-00021-P	..... exempt	Extend the provisions of the existing gas rate plan by Rochester Gas and Electric Corporation	To consider the request
*PSC-13-08-00011-P	..... exempt	Waiver of commission policy and NYSEG tariff by Turner Engineering, PC	To grant or deny Turner's petition
*PSC-13-08-00012-P	..... exempt	Voltage drops by New York State Electric & Gas Corporation	To grant or deny the petition
*PSC-23-08-00008-P	..... exempt	Petition requesting rehearing and clarification of the commission's April 25, 2008 order denying petition of public utility law project	To consider whether to grant or deny, in whole or in part, the May 7, 2008 Public Utility Law Project (PULP) petition for rehearing and clarification of the commission's April 25, 2008 order denying petition of Public Utility Law Project
*PSC-23-08-00009-P	..... exempt	The transfer of certain real property with an original cost under \$100,000 in the Town of Throop	To consider the filing for the transfer of certain real property in the Town of Throop
*PSC-25-08-00007-P	..... exempt	Policies and procedures regarding the selection of regulatory proposals to meet reliability needs	To establish policies and procedures regarding the selection of regulatory proposals to meet reliability needs
*PSC-25-08-00008-P	..... exempt	Report on Callable Load Opportunities	Rider U report assessing callable load opportunities in New York City and Westchester County during the next 10 years
*PSC-28-08-00004-P	..... exempt	Con Edison's procedure for providing customers access to their account information	To consider Con Edison's implementation plan and timetable for providing customers access to their account information
*PSC-31-08-00025-P	..... exempt	Recovery of reasonable DRS costs from the cost mitigation reserve (CMR)	To authorize recovery of the DRS costs from the CMR
*PSC-32-08-00009-P	..... exempt	The ESCO referral program for KEDNY to be implemented by October 1, 2008	To approve, reject or modify, in whole or in part, KEDNY's recommended ESCO referral program
*PSC-33-08-00008-P	..... exempt	Noble Allegany's request for lightened regulation	To consider Noble Allegany's request for lightened regulation as an electric corporation
*PSC-36-08-00019-P	..... exempt	Land Transfer in the Borough of Manhattan, New York	To consider petition for transfer of real property to NYPH
*PSC-39-08-00010-P	..... exempt	RG&E's economic development plan and tariffs	Consideration of the approval of RG&E's economic development plan and tariffs
*PSC-40-08-00010-P	..... exempt	Loans from regulated company to its parent	To determine if the cash management program resulting in loans to the parent should be approved
*PSC-41-08-00009-P	..... exempt	Transfer of control of cable TV franchise	To determine if the transfer of control of Margaretville's cable TV subsidiary should be approved

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-43-08-00014-P	..... exempt	Annual Reconciliation of Gas Expenses and Gas Cost Recoveries	The filings of various LDCs and municipalities regarding their Annual Reconciliation of Gas Expenses and Gas Cost Recoveries
*PSC-46-08-00008-P	..... exempt	Property transfer in the Village of Avon, New York	To consider a petition for the transfer of street lighting and attached equipment to the Village of Avon, New York
*PSC-46-08-00010-P	..... exempt	A transfer of indirect ownership interests in nuclear generation facilities	Consideration of approval of a transfer of indirect ownership interests in nuclear generation facilities
*PSC-46-08-00014-P	..... exempt	The attachment of cellular antennae to an electric transmission tower	To approve, reject or modify the request for permission to attach cellular antennae to an electric transmission tower
*PSC-48-08-00005-P	..... exempt	A National Grid high efficiency gas heating equipment rebate program	To expand eligibility to customers converting from oil to natural gas
*PSC-48-08-00008-P	..... exempt	Petition for the master metering and submetering of electricity	To consider the request of Bay City Metering, to master meter & submeter electricity at 345 E. 81st St., New York, New York
*PSC-48-08-00009-P	..... exempt	Petition for the submetering of electricity	To consider the request of PCV/ST to submeter electricity at Peter Cooper Village & Stuyvesant Town, New York, New York
*PSC-50-08-00018-P	..... exempt	Market Supply Charge	A study on the implementation of a revised Market Supply Charge
*PSC-51-08-00006-P	..... exempt	Commission's October 27, 2008 Order on Future of Retail Access Programs in Case 07-M-0458	To consider a Petition for rehearing of the Commission's October 27, 2008 Order in Case 07-M-0458
*PSC-51-08-00007-P	..... exempt	Commission's October 27, 2008 Order in Cases 98-M-1343, 07-M-1514 and 08-G-0078	To consider Petitions for rehearing of the Commission's October 27, 2008 Order in Cases 98-M-1343, 07-M-1514 and 08-G-0078
*PSC-53-08-00011-P	..... exempt	Use of deferred Rural Telephone Bank funds	To determine if the purchase of a softswitch by Hancock is an appropriate use of deferred Rural Telephone Bank funds
*PSC-53-08-00012-P	..... exempt	Transfer of permanent and temporary easements at 549-555 North Little Tor Road, New City, NY	Transfer of permanent and temporary easements at 549-555 North Little Tor Road, New City, NY
*PSC-53-08-00013-P	..... exempt	To transfer common stock and ownership	To consider transfer of common stock and ownership
*PSC-01-09-00015-P	..... exempt	FCC decision to redefine service area of Citizens/Frontier	Review and consider FCC proposed redefinition of Citizens/Frontier service area
*PSC-02-09-00010-P	..... exempt	Competitive classification of independent local exchange company, and regulatory relief appropriate thereto	To determine if Chazy & Westport Telephone Corporation more appropriately belongs in scenario 1 rather than scenario 2
*PSC-05-09-00008-P	..... exempt	Revenue allocation, rate design, performance metrics, and other non-revenue requirement issues	To consider any remaining non-revenue requirement issues related to the Company's May 9, 2008 tariff filing

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-05-09-00009-P	..... exempt	Numerous decisions involving the steam system including cost allocation, energy efficiency and capital projects	To consider the long term impacts on steam rates and on public policy of various options concerning the steam system
*PSC-06-09-00007-P	..... exempt	Interconnection of the networks between Frontier Comm. and WVT Communications for local exchange service and exchange access	To review the terms and conditions of the negotiated agreement between Frontier Comm. and WVT Comm.
*PSC-07-09-00015-P	..... exempt	Transfer certain utility assets located in the Town of Montgomery from plant held for future use to non-utility property	To consider the request to transfer certain utility assets located in the Town of Montgomery to non-utility assets
*PSC-07-09-00017-P	..... exempt	Request for authorization to defer the incremental costs incurred in the restoration work resulting from the ice storm	To allow the company to defer the incremental costs incurred in the restoration work resulting from the ice storm
*PSC-07-09-00018-P	..... exempt	Whether to permit the submetering of natural gas service to an industrial and commercial customer at Cooper Union, New York, NY	To consider the request of Cooper Union, to submeter natural gas at 41 Cooper Square, New York, New York
*PSC-12-09-00010-P	..... exempt	Charges for commodity	To charge customers for commodity costs
*PSC-12-09-00012-P	..... exempt	Charges for commodity	To charge customers for commodity costs
*PSC-13-09-00008-P	..... exempt	Options for making additional central office codes available in the 718/347 numbering plan area	To consider options for making additional central office codes available in the 718/347 numbering plan area
*PSC-14-09-00014-P	..... exempt	The regulation of revenue requirements for municipal utilities by the Public Service Commission	To determine whether the regulation of revenue requirements for municipal utilities should be modified
*PSC-16-09-00010-P	..... exempt	Petition for the submetering of electricity	To consider the request of AMPS on behalf of Park Imperial to submeter electricity at 230 W. 56th Street, in New York, New York
*PSC-16-09-00020-P	..... exempt	Whether SUNY's core accounts should be exempt from the mandatory assignment of local distribution company (LDC) capacity	Whether SUNY's core accounts should be exempt from the mandatory assignment of local distribution company (LDC) capacity
*PSC-17-09-00010-P	..... exempt	Whether to permit the use of Elster REX2 solid state electric meter for use in residential and commercial accounts	To permit electric utilities in New York State to use the Elster REX2
*PSC-17-09-00011-P	..... exempt	Whether Brooklyn Navy Yard Cogeneration Partners, L.P. should be reimbursed by Con Edison for past and future use taxes	Whether Brooklyn Navy Yard Cogeneration Partners, L.P. should be reimbursed by Con Edison for past and future use taxes
*PSC-17-09-00012-P	..... exempt	Petition for the submetering of gas at commercial property	To consider the request of Turner Construction, to submeter natural gas at 550 Short Ave., & 10 South St., Governors Island, NY
*PSC-17-09-00014-P	..... exempt	Benefit-cost framework for evaluating AMI programs prepared by the DPS Staff	To consider a benefit-cost framework for evaluating AMI programs prepared by the DPS Staff
*PSC-17-09-00015-P	..... exempt	The construction of a tower for wireless antennas on land owned by National Grid	To approve, reject or modify the petition to build a tower for wireless antennas in the Town of Onondaga

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-18-09-00012-P	..... exempt	Petition for rehearing of Order approving the submetering of electricity	To consider the request of Frank Signore to rehear petition to submeter electricity at One City Place in White Plains, New York
*PSC-18-09-00013-P	..... exempt	Petition for the submetering of electricity	To consider the request of Living Opportunities of DePaul to submeter electricity at E. Main St. located in Batavia, New York
*PSC-18-09-00017-P	..... exempt	Approval of an arrangement for attachment of wireless antennas to the utility's transmission facilities in the City of Yonkers	To approve, reject or modify the petition for the existing wireless antenna attachment to the utility's transmission tower
*PSC-20-09-00016-P	..... exempt	The recovery of, and accounting for, costs associated with the Companies' advanced metering infrastructure (AMI) pilots etc	To consider a filing of the Companies as to the recovery of, and accounting for, costs associated with it's AMI pilots etc
*PSC-20-09-00017-P	..... exempt	The recovery of, and accounting for, costs associated with CHG&E's AMI pilot program	To consider a filing of CHG&E as to the recovery of, and accounting for, costs associated with it's AMI pilot program
*PSC-22-09-00011-P	..... exempt	Cost allocation for Consolidated Edison's East River Repowering Project	To determine whether any changes are warranted in the cost allocation of Consolidated Edison's East River Repowering Project
*PSC-25-09-00005-P	..... exempt	Whether to grant, deny, or modify, in whole or in part, the petition	Whether to grant, deny, or modify, in whole or in part, the petition
*PSC-25-09-00006-P	..... exempt	Electric utility implementation plans for proposed web based SIR application process and project status database	To determine if the proposed web based SIR systems are adequate and meet requirements needed for implementation
*PSC-25-09-00007-P	..... exempt	Electric rates for Consolidated Edison Company of New York, Inc	Consider a Petition for Rehearing filed by Consolidated Edison Company of New York, Inc
*PSC-27-09-00011-P	..... exempt	Interconnection of the networks between Vernon and tw telecom of new york l.p. for local exchange service and exchange access.	To review the terms and conditions of the negotiated agreement between Vernon and tw telecom of new york l.p.
*PSC-27-09-00014-P	..... exempt	Billing and payment for energy efficiency measures through utility bill	To promote energy conservation
*PSC-27-09-00015-P	..... exempt	Interconnection of the networks between Oriskany and tw telecom of new york l.p. for local exchange service and exchange access	To review the terms and conditions of the negotiated agreement between Oriskany and tw telecom of new york l.p.
*PSC-29-09-00006-P	..... exempt	Petition for the submetering of electricity at a residential senior citizen facility	To consider the request of Shinda Management Corp. to submeter electricity at 107-37 166th Street, Jamaica, New York
*PSC-29-09-00011-P	..... exempt	Consideration of utility compliance filings	Consideration of utility compliance filings
*PSC-30-09-00010-P	..... exempt	Additional funding for interim gas energy efficiency programs currently being implemented by Niagara Mohawk	To fund the continued operation of Niagara Mohawk's interim gas energy efficiency programs through October 31, 2009
*PSC-32-09-00009-P	..... exempt	Cost allocation for Consolidated Edison's East River Repowering Project	To determine whether any changes are warranted in the cost allocation of Consolidated Edison's East River Repowering Project
*PSC-34-09-00016-P	..... exempt	Recommendations made in the Management Audit Final Report	To consider whether to take action or recommendations contained in the Management Audit Final Report

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-34-09-00017-P	..... exempt	To consider the transfer of control of Plattsburgh Cablevision, Inc. d/b/a Charter Communications to CH Communications, LLC	To allow the Plattsburgh Cablevision, Inc. to distribute its equity interest in CH Communications, LLC
*PSC-36-09-00008-P	..... exempt	The increase in the non-bypassable charge implemented by RG&E on June 1, 2009	Considering exemptions from the increase in the non-bypassable charge implemented by RG&E on June 1, 2009
*PSC-37-09-00015-P	..... exempt	Sale of customer-generated steam to the Con Edison steam system	To establish a mechanism for sale of customer-generated steam to the Con Edison steam system
*PSC-37-09-00016-P	..... exempt	Applicability of electronic signatures to Deferred Payment Agreements	To determine whether electronic signatures can be accepted for Deferred Payment Agreements
*PSC-39-09-00015-P	..... exempt	Modifications to the \$5 Bill Credit Program	Consideration of petition of National Grid to modify the Low Income \$5 Bill Credit Program
*PSC-39-09-00018-P	..... exempt	The offset of deferral balances with Positive Benefit Adjustments	To consider a petition to offset deferral balances with Positive Benefit Adjustments
*PSC-40-09-00013-P	..... exempt	Uniform System of Accounts - request for deferral and amortization of costs	To consider a petition to defer and amortize costs
*PSC-51-09-00029-P	..... exempt	Rules and guidelines for the exchange of retail access data between jurisdictional utilities and eligible ESCOs	To revise the uniform Electronic Data Interchange Standards and business practices to incorporate a contest period
*PSC-51-09-00030-P	..... exempt	Waiver or modification of Capital Expenditure condition of merger	To allow the companies to expend less funds for capital improvement than required by the merger
*PSC-52-09-00006-P	..... exempt	ACE's petition for rehearing for an order regarding generator-specific energy deliverability study methodology	To consider whether to change the Order Prescribing Study Methodology
*PSC-52-09-00008-P	..... exempt	Approval for the New York Independent System Operator, Inc. to incur indebtedness and borrow up to \$50,000,000	To finance the renovation and construction of the New York Independent System Operator, Inc.'s power control center facilities
*PSC-05-10-00008-P	..... exempt	Petition for the submetering of electricity	To consider the request of University Residences - Rochester, LLC to submeter electricity at 220 John Street, Henrietta, NY
*PSC-05-10-00015-P	..... exempt	Petition for the submetering of electricity	To consider the request of 243 West End Avenue Owners Corp. to submeter electricity at 243 West End Avenue, New York, NY
*PSC-06-10-00022-P	..... exempt	The Commission's Order of December 17, 2009 related to redevelopment of Consolidated Edison's Hudson Avenue generating facility	To reconsider the Commission's Order of December 17, 2009 related to redevelopment of the Hudson Avenue generating facility
*PSC-07-10-00009-P	..... exempt	Petition to revise the Uniform Business Practices	To consider the RESA petition to allow rescission of a customer request to return to full utility service
*PSC-08-10-00007-P	..... exempt	Whether to grant, deny, or modify , in whole or in part, the rehearing petition filed in Case 06-E-0847	Whether to grant, deny, or modify , in whole or in part, the rehearing petition filed in Case 06-E-0847
*PSC-08-10-00009-P	..... exempt	Consolidated Edison of New York, Inc. energy efficiency programs	To modify approved energy efficiency programs

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-11-10-00011-P	..... exempt	Niagara Mohawk's EEPS "Fast Track" Residential Electric HVAC Program	To encourage cost effective electric energy conservation in the State
*PSC-12-10-00015-P	..... exempt	Recommendations made by Staff intended to enhance the safety of Con Edison's gas operations	To require that Con Edison implement the Staff recommendations intended to enhance the safety of Con Edison's gas operations
*PSC-14-10-00010-P	..... exempt	Petition for the submetering of electricity	To consider the request of 61 Jane Street Owners Corporation to submeter Electricity at 61 Jane Street, Manhattan, NY
*PSC-16-10-00005-P	..... exempt	To consider adopting and expanding mobile stray voltage testing requirements	Adopt additional mobile stray voltage testing requirements
*PSC-16-10-00007-P	..... exempt	Interconnection of the networks between TDS Telecom and PAETEC Communications for local exchange service and exchange access	To review the terms and conditions of the negotiated agreement between TDS Telecom and PAETEC Communications
*PSC-16-10-00015-P	..... exempt	Interconnection of the networks between Frontier and Choice One Communications for local exchange service and exchange access	To review the terms and conditions of the negotiated agreement between Frontier and Choice One Communications
*PSC-18-10-00009-P	..... exempt	Electric utility transmission right-of-way management practices	To consider electric utility transmission right-of-way management practices
*PSC-19-10-00022-P	..... exempt	Whether National Grid should be permitted to transfer a parcel of property located at 1 Eddy Street, Fort Edward, New York	To decide whether to approve National Grid's request to transfer a parcel of vacant property in Fort Edward, New York
*PSC-22-10-00006-P	..... exempt	Requirement that Noble demonstrate that its affiliated electric corporations operating in New York are providing safe service	Consider requiring that Noble demonstrate that its affiliated electric corporations in New York are providing safe service
*PSC-22-10-00008-P	..... exempt	Petition for the submetering of electricity	To consider the request of 48-52 Franklin Street to submeter electricity at 50 Franklin Street, New York, New York
*PSC-24-10-00009-P	..... exempt	Verizon New York Inc. tariff regulations relating to voice messaging service	To remove tariff regulations relating to retail voice messaging service from Verizon New York Inc.'s tariff
*PSC-25-10-00012-P	..... exempt	Reassignment of the 2-1-1 abbreviated dialing code	Consideration of petition to reassign the 2-1-1 abbreviated dialing code
*PSC-25-10-00015-P	..... exempt	To allow NYWC to defer and amortize, for future rate recognition, pension settlement payout losses incurred in 2009	Consideration of NYWC's petition to defer and amortize, for future rate recognition, pension payout losses incurred in 2009
*PSC-27-10-00016-P	..... exempt	Petition for the submetering of electricity	To consider the request of 9271 Group, LLC to submeter electricity at 960 Busti Avenue, Buffalo, New York
*PSC-31-10-00007-P	..... exempt	Waiver of the Attachment 23 requirement in 2001 Rate Order that NMPC Board of Directors consist of "outside directors"	To consider the waiver of the requirement that a majority of NMPC Board of directors consist of "outside directors"
*PSC-31-10-00008-P	..... exempt	KEDNY's Interim Low Income Energy Efficiency Program	Consideration of KEDNY's request for approval of costs related to large multifamily energy efficiency services

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-31-10-00009-P	..... exempt	KEDLI's Interim Low Income Energy Efficiency Program	Consideration of KEDLI's request for approval of costs related to low income large multifamily energy efficiency services
*PSC-34-10-00003-P	..... exempt	The modification of Central Hudson Gas & Electric Corporation's Enhanced Powerful Opportunities Program	The modification of Central Hudson Gas & Electric Corporation's Enhanced Powerful Opportunities Program
*PSC-34-10-00005-P	..... exempt	Approval of a contract for \$250,000 in tank repairs that may be a financing	To decide whether to approve a contract between the parties that may be a financing of \$250,000 for tank repairs
*PSC-34-10-00006-P	..... exempt	The modification of Central Hudson Gas & Electric Corporation's Enhanced Powerful Opportunities Program	The modification of Central Hudson Gas & Electric Corporation's Enhanced Powerful Opportunities Program
*PSC-36-10-00010-P	..... exempt	Central Hudson's procedures, terms and conditions for an economic development plan	Consideration of Central Hudson's procedures, terms and conditions for an economic development plan
*PSC-40-10-00014-P	..... exempt	Disposition of a state sales tax refund	To determine how much of a state sales tax refund should be retained by National Grid
*PSC-40-10-00021-P	..... exempt	Whether to permit the submetering of natural gas service to a commercial customer at Quaker Crossing Mall	To permit the submetering of natural gas service to a commercial customer at Quaker Crossing Mall
*PSC-41-10-00018-P	..... exempt	Amount of hourly interval data provided to Hourly Pricing customers who have not installed a phone line to read meter	Allow Central Hudson to provide less than a years worth of interval data and charge for manual meter reading for some customers
*PSC-41-10-00022-P	..... exempt	Request for waiver of the individual living unit metering requirements at 5742 Route 5, Vernon, NY	Request for waiver of the individual living unit metering requirements at 5742 Route 5, Vernon, NY
*PSC-42-10-00011-P	..... exempt	Petition for the submetering of electricity	To consider the request of 4858 Group, LLC to submeter electricity at 456 Main Street, Buffalo, New York
*PSC-43-10-00016-P	..... exempt	Utility Access to Ducts, Conduit Facilities and Utility Poles	To review the complaint from Optical Communications Group
*PSC-44-10-00003-P	..... exempt	Third and fourth stage gas rate increase by Corning Natural Gas Corporation	To consider Corning Natural Gas Corporation's request for a third and fourth stage gas rate increase
*PSC-50-10-00005-P	..... exempt	Metered gas deliveries and lost and unaccounted for gas	To allow BEGWS to recover a refund from Corning for overcharges of gas deliveries
*PSC-51-10-00018-P	..... exempt	Commission proceeding concerning three-phase electric service by all major electric utilities	Investigate the consistency of the tariff provisions for three-phase electric service for all major electric utilities
*PSC-11-11-00003-P	..... exempt	The proposed transfer of 55.42 acres of land and \$1.4 million of revenues derived from the rendition of public service	The proposed transfer of 55.42 acres of land and \$1.4 million of revenues derived from the rendition of public service
*PSC-12-11-00008-P exempt	To allow NYWC to defer and amortize, for future rate recognition, pension settlement payout losses incurred in 2010	Consideration of NYWC's petition to defer and amortize, for future rate recognition, pension payout losses incurred in 2010

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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-13-11-00005-P	..... exempt	Exclude the minimum monthly bill component from the earnings test calculation	Exclude the minimum monthly bill component from the earnings test calculation
*PSC-13-11-00007-P	..... exempt	Budget allocations and use of System Benefits Charge funds to pay State Cost Recovery Fee	To encourage cost effective gas and electric energy conservation in the State
*PSC-14-11-00009-P	..... exempt	Petition for the submetering of electricity	To consider the request of 83-30 118th Street to submeter electricity at 83-30 118th Street, Kew Gardens, New York
*PSC-16-11-00010-P	..... exempt	The Energy Efficiency Portfolio Standard	To promote gas and electricity energy conservation programs in New York
*PSC-16-11-00011-P	..... exempt	The Energy Efficiency Portfolio Standard	To promote gas and electricity energy conservation programs in New York
*PSC-19-11-00007-P	..... exempt	Utility price reporting requirements related to the Commission's "Power to Choose" website	Modify the Commission's utility electric commodity price reporting requirements related to the "Power to Choose" website
*PSC-20-11-00012-P	..... exempt	Petition for the submetering of electricity	To consider the request of KMW Group LLC to submeter electricity at 122 West Street, Brooklyn, New York
*PSC-20-11-00013-P	..... exempt	Determining the reasonableness of Niagara Mohawk Power Corporation d/b/a National Grid 's make ready charges	To determine if the make ready charges of Niagara Mohawk Power Corporation d/b/a National Grid are reasonable
*PSC-22-11-00004-P	..... exempt	Whether to permit the use of the Sensus accWAVE for use in residential gas meter applications	To permit gas utilities in New York State to use the Sensus accWAVE diaphragm gas meter
*PSC-23-11-00018-P	..... exempt	NYSERDA's energy efficiency program for low-income customers	To promote energy conservation in New York State
*PSC-26-11-00007-P	..... exempt	Water rates and charges	To approve an increase in annual revenues by about \$25,266 or 50%
*PSC-26-11-00009-P	..... exempt	Petition for the submetering of electricity at commercial property	To consider the request of by Hoosick River Hardwoods, LLC to submeter electricity at 28 Taylor Avenue, in Berlin, New York
*PSC-26-11-00012-P	..... exempt	Waiver of generation retirement notice requirements	Consideration of waiver of generation retirement notice requirements
*PSC-29-11-00011-P	..... exempt	Petition requesting the Commission reconsider its May 19, 2011 Order and conduct a hearing, and petition to stay said Order.	To consider whether to grant or deny, in whole or in part, Windstream New York's Petition For Reconsideration and Rehearing.
*PSC-33-11-00017-P	..... exempt	Petition for the submetering of electricity	To consider the request of 56-7th Avenue LLC to submeter electricity at 56-7th Avenue, New York, New York
*PSC-35-11-00011-P	..... exempt	Whether to permit Consolidated Edison a waiver to commission regulations Part 226.8	Permit Consolidated Edison to conduct a inspection program in lieu of testing the accuracy of Category C meters
*PSC-36-11-00006-P	..... exempt	To consider expanding mobile stray voltage testing requirements	Adopt additional mobile stray voltage testing requirements

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-38-11-00002-P	..... exempt	Operation and maintenance procedures pertaining to steam trap caps	Adopt modified steam operation and maintenance procedures
*PSC-38-11-00003-P	..... exempt	Waiver of certain provisions of the electric service tariffs of Con Edison	Consideration of waiver of certain provisions of the electric service tariffs of Con Edison
*PSC-40-11-00010-P	..... exempt	Participation of regulated local exchange carriers in the New York Data Exchange, Inc. (NYDE)	Whether to partially modify its order requiring regulated local exchange carriers' participation NYDE
*PSC-40-11-00012-P	..... exempt	Granting of transfer of plant in-service to a regulatory asset	To approve transfer and recovery of unamortized plant investment
*PSC-42-11-00018-P	..... exempt	Availability of telecommunications services in New York State at just and reasonable rates	Providing funding support to help ensure availability of affordable telecommunications service throughout New York
*PSC-43-11-00012-P	..... exempt	Transfer of outstanding shares of stock	Transfer the issued outstanding shares of stock of The Meadows at Hyde Park Water-Works Corporation to HPWS, LLC
*PSC-47-11-00007-P	..... exempt	Remedying miscalculations of delivered gas as between two customer classes	Consideration of Con Edison's proposal to address inter-class delivery imbalances resulting from past Company miscalculations
*PSC-48-11-00007-P	..... exempt	Transfer of controlling interests in generation facilities from Dynegy to PSEG	Consideration of the transfer of controlling interests in electric generation facilities from Dynegy to PSEG
*PSC-48-11-00008-P	..... exempt	Petition for the submetering of electricity	To consider the request of To Better Days, LLC to submeter electricity at 37 East 4th Street, New York, New York
*PSC-51-11-00010-P	..... exempt	The Total Resource Cost (TRC) test, used to analyze measures in the Energy Efficiency Portfolio Standard program	Petitioners request that the TRC test and/or its application to measures should be revised
*PSC-52-11-00017-P	..... exempt	Reparations and refunds	Reparations and refunds
*PSC-01-12-00007-P	..... exempt	The New York State Reliability Council's revisions to its rules and measurements	To adopt revisions to various rules and measurements of the New York State Reliability Council
*PSC-01-12-00008-P	..... exempt	Transfer of real property and easements from NMPNS to NMP3	Consideration of the transfer of real property and easements from NMPNS to NMP3
*PSC-01-12-00009-P	..... exempt	Recovery of expenses related to the expansion of Con Edison's ESCO referral program, PowerMove	To determine how and to what extent expenses related to the Expansion of Con Edison's ESCO referral program should be recovered
*PSC-11-12-00002-P	..... exempt	Whether to grant, deny or modify, in whole or part, Hegeman's petition for a waiver of Commission policy and Con Edison tariff	Whether to grant, deny or modify, in whole or part, Hegeman's petition for a waiver of Commission policy and Con Edison tariff
*PSC-11-12-00005-P	..... exempt	Transfer of land and water supply assets	Transfer the land and associated water supply assets of Groman Shores, LLC to Robert Groman
*PSC-13-12-00005-P	..... exempt	Authorization to transfer certain real property	To decide whether to approve the transfer of certain real property

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-17-12-00007-P	..... exempt	Whether a proposed agreement for the provision of water service by Saratoga Water Services, Inc. is in the public interest	Whether the Commission should issue an order approving the proposed provision of water service
*PSC-17-12-00008-P	..... exempt	Whether a proposed agreement for the provision of water service by Saratoga Water Services, Inc. is in the public interest	Whether the Commission should issue an order approving the proposed provision of water service
*PSC-17-12-00009-P	..... exempt	Whether a proposed agreement for the provision of water service by Saratoga Water Services, Inc. is in the public interest	Whether the Commission should issue an order approving the proposed provision of water service
*PSC-17-12-00015-P	..... exempt	Whether a proposed agreement for the provision of water service by Saratoga Water Services, Inc. is in the public interest	Whether the Commission should issue an order approving the proposed provision of water service
*PSC-19-12-00019-P	..... exempt	EEPS programs administered by New York State Electric & Gas Corporation and Rochester Gas and Electric Corporation	To modify the C&I sector by combining multiple approved C&I programs into a single C&I program for each PA
*PSC-19-12-00022-P	..... exempt	Approval of a combined heat and power performance program funding plan administered by NYSEERDA	Modify NYSEERDA's EEPS programs budget and targets to fund the CHP program
*PSC-19-12-00023-P	..... exempt	Petition for approval pursuant to Section 70 for the sale of goods with an original cost of less than \$100,000	To consider whether to grant, deny or modify, in whole or in part, the petition filed by Orange and Rockland Utilities, Inc.
*PSC-21-12-00006-P	..... exempt	Tariff filing requirements and refunds	To determine if certain agreements should be filed pursuant to the Public Service Law and if refunds are warranted
*PSC-21-12-00011-P	..... exempt	Whether to grant, deny or modify, in whole or part, the petition for waiver of tariff Rules 8.6 and 47	Whether to grant, deny or modify, in whole or part, the petition for waiver of tariff Rules 8.6 and 47
*PSC-23-12-00005-P	..... exempt	EEPS multifamily programs administered by Consolidated Edison Company of New York, Inc.	To redesign the multifamily electric and gas programs and modify the budgets and targets
*PSC-23-12-00007-P	..... exempt	The approval of a financing upon a transfer to Alliance of upstream ownership interests in a generation facility	To consider the approval of a financing upon a transfer to Alliance of upstream ownership interests in a generation facility
*PSC-23-12-00009-P	..... exempt	Over earnings sharing between rate payers and shareholders	To establish an Earnings Sharing Mechanism to be applied following the conclusion of Corning's rate plan
*PSC-27-12-00012-P	..... exempt	Implementation of recommendations made in a Management Audit Report	To consider implementation of recommendations made in a Management Audit Report
*PSC-28-12-00013-P	..... exempt	Exemption of reliability reporting statistics for the purpose of the 2012 Reliability Performance Mechanism	Consideration of Orange and Rockland Utilities request for exemption of the 2012 reliability reporting statistics
*PSC-29-12-00019-P	..... exempt	Waiver of 16 NYCRR 894.1 through 894.4	To allow the Town of Hamden to waive certain preliminary franchising procedures to expedite the franchising process.
*PSC-30-12-00010-P	..... exempt	Waiver of 16 NYCRR 894.1 through 894.4	To allow the Town of Andes to waive certain preliminary franchising procedures to expedite the franchising process

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-33-12-00009-P	..... exempt	Telecommunications companies ability to attach to utility company poles	Consideration of Tech Valley's ability to attach to Central Hudson poles
*PSC-35-12-00014-P	..... exempt	To implement an abandonment of White Knight's water system	To approve the implementation of abandonment of White Knight's water system
*PSC-37-12-00009-P	..... exempt	Proposed modification by Con Edison of its procedures to calculate estimated bills to its customers	Proposed modification by Con Edison of its procedures to calculate estimated bills to its customers
*PSC-42-12-00007-P	..... exempt	Petition for the submetering of electricity	To consider the request of 215 West 91st Street Corp. to submeter electricity at 215 West 91st Street, New York, New York
*PSC-42-12-00009-P	..... exempt	Regulation of Gipsy Trail Club, Inc.'s long-term financing agreements	To exempt Gipsy Trail Club, Inc. from Commission regulation of its financing agreements
*PSC-45-12-00008-P	..... exempt	Whether to grant, deny or modify, in whole or part, ESHG's petition for a waiver of Commission policy and RG&E tariff	Whether to grant, deny or modify, in whole or part, ESHG's petition for a waiver of Commission policy and RG&E tariff
*PSC-45-12-00010-P	..... exempt	Whether to grant, deny or modify, in whole or in part the petition of Con Edison to grant easements to Millwood Fire District	Whether to grant, deny or modify, in whole or in part the petition of Con Edison to grant easements to Millwood Fire District
*PSC-50-12-00003-P	..... exempt	Affiliate standards for Corning Natural Gas Corporation	To resolve issues raised by Corning Natural Gas Corporation in its petition for rehearing
*PSC-04-13-00006-P	..... exempt	Expansion of mandatory day ahead hourly pricing for customers of Orange and Rockland Utilities with demands above 100 kW	To consider the expansion of mandatory day ahead hourly pricing for customers with demands above 100 kW
*PSC-04-13-00007-P	..... exempt	Authorization to transfer certain real property.	To decide whether to approve the transfer of certain real property.
*PSC-06-13-00008-P	..... exempt	Verizon New York Inc.'s retail service quality	To investigate Verizon New York Inc.'s retail service quality
*PSC-08-13-00012-P	..... exempt	Filing requirements for certain Article VII electric facilities	To ensure that applications for certain electric transmission facilities contain pertinent information
*PSC-08-13-00014-P	..... exempt	Uniform System of Accounts - Request for Accounting Authorization	To allow the company to defer an item of expense or capital beyond the end of the year in which it was incurred
*PSC-12-13-00007-P	..... exempt	Protecting company water mains	To allow the company to require certain customers to make changes to the electrical grounding system at their homes
*PSC-13-13-00008-P	..... exempt	The potential waiver of 16 NYCRR 255.9221(d) completion of integrity assessments for certain gas transmission lines.	To determine whether a waiver of the timely completion of certain gas transmission line integrity assessments should be granted.
*PSC-14-13-00005-P	..... exempt	Recovery of incremental expense.	To consider petition for recovery of incremental expense.
*PSC-17-13-00008-P	..... exempt	Provision of historical utility pricing information for comparison purposes for residential ESCO customers	Provision of historical utility pricing information for comparison purposes for residential ESCO customers

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-17-13-00010-P	..... exempt	Provision of historical pricing information for comparison purposes for residential ESCO customers	Provision of historical pricing information for comparison purposes for residential ESCO customers
*PSC-18-13-00007-P	..... exempt	Whether Demand Energy Networks energy storage systems should be designated technologies for standby rate eligibility purposes	Whether Demand Energy Networks energy storage systems should be designated technologies for standby rate eligibility purposes
*PSC-20-13-00008-P	..... exempt	Relief of the exhausting 315 Area Code	To reinstate the relief process for the 315 area code region beyond 2015
*PSC-21-13-00003-P	..... exempt	To consider policies that may impact consumer acceptance and use of electric vehicles	To consider and further develop policies that may impact consumer acceptance and use of electric vehicles
*PSC-21-13-00005-P	..... exempt	To implement an abandonment of Windover's water system	To approve the implementation of abandonment of Windover's water system
*PSC-21-13-00008-P	..... exempt	Rates of National Fuel Gas Distribution Corporation	To make the rates of National Fuel Gas Distribution Corporation temporary, subject to refund, if they are found to be excessive
*PSC-21-13-00009-P	..... exempt	Reporting requirements for natural gas local distribution companies	To help ensure efficient and economic expansion of the natural gas system as appropriate
*PSC-22-13-00009-P	..... exempt	On remand from New York State court litigation, determine the recovery of certain deferred amounts owed NFG by ratepayers	On remand, to determine the recovery of certain deferral amounts owed NFG from ratepayers
*PSC-23-13-00005-P	..... exempt	Waiver of partial payment, directory database distribution, service quality reporting, and service termination regulations	Equalize regulatory treatment based on level of competition and practical considerations
*PSC-24-13-00009-P	..... exempt	Repowering options for the Cayuga generating station located in Lansing, New York, and alternatives	To establish whether utility plans should include repowering options for the Cayuga generating station, or other alternatives
*PSC-24-13-00010-P	..... exempt	Repowering options for the Dunkirk generating station located in Dunkirk, New York, and alternatives	To establish whether utility plans should include repowering options for the Dunkirk generating station, or other alternatives
*PSC-25-13-00008-P	..... exempt	To deny, grant or modify, in whole or in part, Central Hudson's rehearing request.	To deny, grant or modify, in whole or in part, Central Hudson's rehearing request.
*PSC-25-13-00009-P	..... exempt	Provision by utilities of natural gas main and service lines.	To help ensure efficient and economic expansion of the natural gas system as appropriate.
*PSC-25-13-00011-P	..... exempt	Waiver of certain Commission requirements related to provision of customer information to credit reporting agencies.	To waive a utility's right to provide information to credit reporting agencies related to customers' payment histories.
*PSC-25-13-00012-P	..... exempt	To deny, grant or modify, in whole or in part, Central Hudson's rehearing request.	To deny, grant or modify, in whole or in part, Central Hudson's rehearing request.
*PSC-27-13-00014-P	..... exempt	Columbia Gas Transmission Corporation Cost Refund	For approval for temporary waiver of tariff provisions regarding its Columbia Gas Transmission Corporation cost refund.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-28-13-00014-P	..... exempt	Provision for the recovery and allocation of costs of transmission projects that reduce congestion on certain interfaces	To consider the recovery and allocation of costs of transmission projects that reduce congestion on certain interfaces
*PSC-28-13-00016-P	..... exempt	The request of NGT for lightened regulation as a gas corporation.	To consider whether to approve, reject, or modify the request of Niagara gas transport of Lockport, NY LLC.
*PSC-28-13-00017-P	..... exempt	The request by TE for waiver of regulations requiring that natural gas be odorized in certain gathering line segments	Consider the request by TE for waiver of regulations that gas be odorized in certain lines
*PSC-32-13-00009-P	..... exempt	To consider the definition of “misleading or deceptive conduct” in the Commission’s Uniform Business Practices	To consider the definition of “misleading or deceptive conduct” in the Commission’s Uniform Business Practices
*PSC-32-13-00010-P	..... exempt	Permission to write off and eliminate record keeping for regulatory reserves for Pensions and Other Post Retirement Benefits	To allow write off and eliminate record keeping of Pension and Other Post Retirement Benefits Reserves
*PSC-32-13-00012-P	..... exempt	To consider whether NYSEG should be required to undertake actions to protect its name and to minimize customer confusion	To consider whether NYSEG should be required to undertake actions to protect its name and to minimize customer confusion
*PSC-33-13-00027-P	..... exempt	Waive underground facility requirements for new construction in residential subdivisions to allow for overhead electric lines.	Determine whether Chapin Lumberland, LLC subdivision will be allowed overhead electric distribution and service lines.
*PSC-33-13-00029-P	..... exempt	Deferral of incremental costs associated with the restoration of steam service following Superstorm Sandy.	To consider a petition by Con Edison to defer certain incremental steam system restoration costs relating to Superstorm Sandy.
*PSC-34-13-00004-P	..... exempt	Escrow account and surcharge to fund extraordinary repairs	To approve the establishment of an escrow account and surcharge
*PSC-37-13-00007-P	..... exempt	Dissolution of Garrow Water Works Company, Inc..	To allow for the dissolution of Garrow Water Works Company, Inc.
*PSC-39-13-00010-P	..... exempt	NY-Sun initiative within the Customer-Sited Tier of the RPS Program.	To increase the statewide adoption of customer sited photovoltaic solar generation through the NY-Sun Initiative.
*PSC-42-13-00013-P	..... exempt	Failure to Provide Escrow Information	The closure of the Escrow Account
*PSC-42-13-00015-P	..... exempt	Failure to Provide Escrow Information	The closure of the Escrow Account
*PSC-43-13-00015-P	..... exempt	Petition for submetering of electricity	To consider the request of 2701 Kingsbridge Terrace L.P. to submeter electricity at 2701 Kingsbridge Terrace, Bronx, N.Y.
*PSC-45-13-00021-P	..... exempt	Investigation into effect of bifurcation of gas and electric utility service on Long Island.	To consider a Petition for an investigation into effect of bifurcation of gas and electric utility service on Long Island.
*PSC-45-13-00022-P	..... exempt	Waiver of PSC regulations, 16 NYCRR section 88.4(a)(4)	To consider a waiver of certain regulations relating to the content of an application for transmission line siting
*PSC-45-13-00023-P	..... exempt	Waiver of PSC regulations, 16 NYCRR section 88.4(a)(4).	To consider a waiver of certain regulations relating to the content of an application for transmission line siting

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-45-13-00024-P	..... exempt	Waiver of PSC regulations, 16 NYCRR section 88.4(a)(4); waiver of filing deadlines.	To consider a waiver of certain regulations relating to the content of an application for transmission line siting
*PSC-45-13-00025-P	..... exempt	Waiver of PSC regulations, 16 NYCRR section 88.4(a)(4).	To consider a waiver of certain regulations relating to the content of an application for transmission line siting
*PSC-46-13-00007-P	..... exempt	Whether to permit the use of the GE/Dresser ES3 Index Assembly for use in commercial and industrial gas meter applications.	To permit gas utilities in New York State to use the GE/Dresser ES3 Index Assembly.
*PSC-47-13-00009-P	..... exempt	Petition for submetering of electricity.	To consider the request of Hegeman Avenue Housing L.P. to submeter electricity at 39 Hegeman Avenue, Brooklyn, N.Y.
*PSC-47-13-00012-P	..... exempt	Conditioning,restricting or prohibiting the purchase of services by NYSEG and RG&E from certain affiliates.	Consideration of conditioning,restricting or prohibiting the purchase of services by NYSEG and RG&E from certain affiliates.
*PSC-49-13-00008-P	..... exempt	Authorization to transfer all of Crystal Water Supply Company, Inc. stocks to Essel Infra West Inc.	To allow Crystal Water Supply Company, Inc to transfer all of its issued and outstanding stocks to Essel Infra West Inc.
*PSC-51-13-00009-P	..... exempt	Consolidated Edison proposing to use data from a test period ending September 30, 2013 to support its next rate filing.	To ensure there is a reasonable basis for data submitted in support of a request for a change in rates.
*PSC-51-13-00010-P	..... exempt	Consolidated Edison proposing to use data from a test period ending September 30, 2013 to support its next rate filing.	To ensure there is a reasonable basis for data submitted in support of a request for a change in rates.
*PSC-51-13-00011-P	..... exempt	Consolidated Edison proposing to use data from a test period ending September 30, 2013 to support its next rate filing.	To ensure there is a reasonable basis for data submitted in support of a request for a change in rates.
*PSC-52-13-00012-P	..... exempt	The development of reliability contingency plan(s) to address the potential retirement of Indian Point Energy Center (IPEC).	To address the petition for rehearing and reconsideration/motion for clarification of the IPEC reliability contingency plan(s).
*PSC-52-13-00015-P	..... exempt	To enter into a loan agreement with the banks for up to an amount of \$94,000.	To consider allowing Knolls Water Company to enter into a long-term loan agreement.
*PSC-01-14-00017-P	..... exempt	Residential Time-of-Use Rates	To establish residential optional time of use delivery and commodity rates
PSC-03-14-00009-P	..... exempt	disposition of tax refunds and other related matters	to determine the disposition of tax refunds and other related matters
PSC-04-14-00005-P	..... exempt	National Fuel Gas Corporation's Conservation Incentive Programs.	To modify National Fuel Gas Corporation's Non-Residential Conservation Incentive Program.
PSC-05-14-00010-P	..... exempt	The New York State Reliability Council's revisions to its rules and measurements	To adopt revisions to various rules and measurements of the New York State Reliability Council
PSC-07-14-00008-P	..... exempt	Petition for submetering of electricity	To consider the request of Greater Centennial Homes HDfC, Inc. to submeter electricity at 102, 103 and 106 W 5th Street, et al.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-07-14-00012-P	..... exempt	Water rates and charges	Implementation of Long-Term Water Supply Surcharge to recover costs associated with the Haverstraw Water Supply Project
PSC-08-14-00015-P	..... exempt	Verizon New York Inc.'s service quality and Customer Trouble Report Rate (CTRR) levels at certain central office entities	To improve Verizon New York Inc.'s service quality and the Customer Trouble Report Rate levels at certain central office entities
PSC-10-14-00006-P	..... exempt	Actions to facilitate the availability of ESCO value-added offerings, ESCO eligibility and ESCO compliance	To facilitate ESCO value-added offerings and to make changes to ESCO eligibility and to ensure ESCO compliance
PSC-11-14-00003-P	..... exempt	Provision for the recovery and allocation of costs of transmission projects that reduce congestion on certain interfaces	To consider the recovery and allocation of costs of transmission projects that reduce congestion on certain interfaces
PSC-11-14-00004-P	..... exempt	Petition for submetering of electricity	To consider the request of Plaza Athenee Hotel Company Limited to submeter electricity at 35 East 64th Street, New York, NY
PSC-12-14-00007-P	..... exempt	Transfer of water supply assets.	Transfer the water supply assets of Yellow Barn Water Company, Inc. to the Town of Dryden.
PSC-14-14-00016-P	..... exempt	Whether to permit the use of the Leviton Series 8000 electric submeter.	Pursuant to 16 NYCRR Parts 93 and 96, is necessary to permit the use of the Leviton Series 8000 electric submeter.
PSC-16-14-00014-P	..... exempt	Whether to order NYSEG to provide gas service to customers when an expanded CPCN is approved and impose PSL 25-a penalties.	To order gas service to customers in the Town of Plattsburgh after approval of a town wide CPCN and to impose penalties.
PSC-16-14-00015-P	..... exempt	Whether Central Hudson should be permitted to defer obligations of the Order issued on October 18, 2013 in Case 13-G-0336.	Consideration of the petition by Central Hudson to defer reporting obligations of the October 18, 2013 Order in Case 13-G-0336
PSC-16-14-00016-P	..... exempt	Waiver of Commission regulations governing termination of service.	Consider United Water New York Inc.'s proposal to expand termination of service provisions.
PSC-17-14-00003-P	..... exempt	Con Edison's Report on its 2013 performance under the Electric Service Reliability Performance Mechanism	Con Edison's Report on its 2013 performance under the Electric Service Reliability Performance Mechanism
PSC-17-14-00004-P	..... exempt	To consider certain portions of petitions for rehearing, reconsideration and/or clarification	To consider certain portions of petitions for rehearing, reconsideration and/or clarification
PSC-17-14-00005-P	..... exempt	To consider certain portions of petitions for rehearing, reconsideration and/or clarification	To consider certain portions of petitions for rehearing, reconsideration and/or clarification
PSC-17-14-00006-P	..... exempt	To consider certain portions of petitions for rehearing, reconsideration and/or clarification	To consider certain portions of petitions for rehearing, reconsideration and/or clarification
PSC-17-14-00007-P	..... exempt	To consider petitions for rehearing, reconsideration and/or clarification	To consider petitions for rehearing, reconsideration and/or clarification
PSC-17-14-00008-P	..... exempt	To consider certain portions of petitions for rehearing, reconsideration and/or clarification	To consider certain portions of petitions for rehearing, reconsideration and/or clarification
PSC-18-14-00007-P	..... exempt	Petition for submetering of electricity.	To consider the request of EBNB 70 Pine Owner LLC to submeter electricity at 70 Pine Street, New York, New York.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-19-14-00014-P	..... exempt	Market Supply Charge	To make tariff revisions to the Market Supply Charge for capacity related costs
PSC-19-14-00015-P	..... exempt	Whether to permit the use of the Sensus accuWAVE for use in residential and commercial gas meter applications	To permit gas utilities in New York State to use the Sensus accuWAVE 415TC gas meter
PSC-19-14-00018-P	..... exempt	Uniform System of Accounts, deferral of an expense item	Authorization of a deferral for an expense item beyond the end of the year in which it was incurred
PSC-20-14-00011-P	..... exempt	Petitioners request an order approving enhanced benefits under the Renewable Portfolio Standard Program.	To enable continued operation of a 51 MW biomass fueled electric generating facility in Niagara Falls, New York.
PSC-22-14-00013-P	..... exempt	Petition to transfer and merge systems, franchises and assets.	To consider the Comcast and Time Warner Cable merger and transfer of systems, franchises and assets.
PSC-23-14-00010-P	..... exempt	Whether to permit the use of the GE Dresser Series B3-HPC 11M-1480 rotary gas met for use in industrial gas meter applications	To permit gas utilities in New York State to use the GE Dresser Series B3-HPC 11M-1480 rotary gas meter
PSC-23-14-00012-P	..... exempt	Whether to permit the use of the Elster Instromet Q.Sonic Plus Ultrasonic meter for use in industrial gas meter applications	To permit gas utilities in New York State to use the Elster Instromet Q.Sonic Plus Ultrasonic gas meter
PSC-23-14-00014-P	..... exempt	Waiver of the negative revenue adjustment associated with KEDLI's 2013 Customer Satisfaction Performance Metric	Consideration of KEDLI's waiver request pertaining to its 2013 performance under its Customer Satisfaction Metric
PSC-24-14-00004-P	..... exempt	Approval of asset transfer.	To allow or disallow transfer of assets from Heritage Hills Water Works Corp. to Community Utilities of New York, Inc.
PSC-24-14-00005-P	..... exempt	To examine LDC's performance and performance measures.	To improve gas safety performance.
PSC-25-14-00012-P	..... exempt	The inclusion of certain New York Power Authority (NYPA) municipal customers in the SBC and RPS programs	To establish whether certain NYPA municipal customers should be included in the SBC and RPS programs
PSC-25-14-00014-P	..... exempt	Whether to permit the use of the SATEC Branch Feeder Monitor BFM-136 electric submeter	Pursuant to 16 NYCRR Parts 93 and 96, is necessary to permit the use of the SATEC Branch Feeder Monitor BFM electric submeter
PSC-25-14-00015-P	..... exempt	Surcharges related to the System Benefits Charge, Energy Efficiency Portfolio Standard, Retail Renewable Portfolio Standard	To reduce the public benefit surcharge applicable to large industrial, commercial and institutional energy consumers
PSC-26-14-00010-P	..... exempt	Petitioner requests an order authorizing its participation in the next Main Tier solicitation offered under the RPS Program.	To enable continued operation of a 21 MW biomass fueled electric generating facility in Chateaugay, New York.
PSC-26-14-00012-P	..... exempt	The Commission's framework for regulating utilities and methods of ratemaking will be revised.	To allow energy efficiency and other distributed resources to take a primary role in the planning and operation of the grid.
PSC-26-14-00013-P	..... exempt	Waiver of RG&E's tariffed definition of emergency generator.	To consider waiver of RG&E's tariffed definition of emergency generator.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-26-14-00014-P	..... exempt	The New York State Reliability Council's revisions to its rules and measurements.	To adopt revisions to various rules and measurements of the New York State Reliability Council.
PSC-26-14-00015-P	..... exempt	Whether to order natural gas distribution companies to expand their public education programs.	To improve gas safety by ordering natural gas distribution companies to expand their public education programs.
PSC-26-14-00016-P	..... exempt	The Commission's regulatory framework will be revised to create a flexible platform for new energy products and services.	To allow energy efficiency and other distributed resources to take a primary role in the planning and operation of the grid.
PSC-26-14-00017-P	..... exempt	Existing ratemaking and rate design practices will be revised with a focus on outcomes and incentives.	To use the Commission's ratemaking authority to foster a DER-intensive system.
PSC-26-14-00018-P	..... exempt	Rules regarding ownership and/or operation of the DSPPs will be created.	To best enable system-wide efficiency and market-based deployment of distributed energy resources and load management.
PSC-26-14-00019-P	..... exempt	Prohibitions or restrictions regarding the DSPPs ownership of DER will be created.	To protect against abuses associated with imbalances in market power.
PSC-26-14-00020-P	..... exempt	New electric utility backup service tariffs and standards for interconnection may be adopted.	To encourage development of microgrids that enhance the efficiency, safety, reliability and resiliency of the electric grid.
PSC-26-14-00021-P	..... exempt	Consumer protections, standards and protocols pertaining to access to customer data may be established.	To balance the need for the information necessary to support a robust market with customer privacy concerns.
PSC-28-14-00011-P	..... exempt	Whether to permit the use of the MiniCloset - 5N Multi Tenant Smart Meter.	Pursuant to 16 NYCRR Parts 93 and 96, it is necessary to permit the use of the MiniCloset - 5N Multi Tenant Smart Meter.
PSC-28-14-00014-P	..... exempt	Petition to transfer systems, franchises and assets.	To consider the Comcast and Charter transfer of systems, franchise and assets.
PSC-29-14-00008-P	..... exempt	To consider a Joint Proposal resolving a dispute	To consider a Joint Proposal that would resolve a dispute regarding gas imbalances
PSC-30-14-00019-P	..... exempt	Uniform System of Accounts - Request for Accounting Authorization	To allow the company deferred accounting treatment for expenses related to the change in corporate leadership.
PSC-30-14-00020-P	..... exempt	Uniform System of Accounts - Request for Accounting Authorization	To allow the company deferred accounting treatment for expenses related to the change in corporate leadership.
PSC-30-14-00021-P	..... exempt	Uniform System of Accounts - Request for Accounting Authorization	To allow the company deferred accounting treatment for expenses related to the change in corporate leadership.
PSC-30-14-00023-P	..... exempt	Whether to permit the use of the Sensus iPERL Fire Flow Meter.	Pursuant to 16 NYCRR Part 500.3 , it is necessary to permit the use of the Sensus iPERL Fire Flow Meter.
PSC-30-14-00025-P	..... exempt	Allocation of uncommitted Technology and Market Development Funds to the Combined Heat & Power Performance Program.	To consider allocation of uncommitted Technology & Market Development Funds to the Combined Heat & Power Performance Program.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-30-14-00026-P	..... exempt	Petition for a waiver to master meter electricity.	Considering the request of Renaissance Corporation of to master meter electricity at 100 Union Drive,Albany, NY.
PSC-31-14-00003-P	..... exempt	Notification concerning tax refunds	To consider Verizon New York Inc.'s request to retain a portion of a property tax refund
PSC-31-14-00004-P	..... exempt	To transfer 100% of the issued and outstanding stock from Vincent Cross to Bonnie and Michael Cross	To transfer 100% of the issued and outstanding stock from Vincent Cross to Bonnie and Michael Cross
PSC-32-14-00009-P	..... exempt	Refueling options for the Dunkirk generating station located in Dunkirk, New York, and alternatives	To address the joint petition for rehearing of the Commission's Order related to refueling the Dunkirk generating station
PSC-32-14-00010-P	..... exempt	Petition for rehearing and/or clarification of the Order Establishing Rates, issued in Case 13-W-0295	to consider the petition for rehearing and/or clarification filed by the Municipal Consortium
PSC-32-14-00012-P	..... exempt	Whether to grant or deny, in whole or in part, the Connect New York Coalition's petition	To consider the Connect New York Coalition's petition seeking a formal investigation and hearings
PSC-32-14-00013-P	..... exempt	Petition for submetering of electricity	To consider the request of 1 John Street LLC to submeter electricity at 1 John Street, Brooklyn, New York
PSC-32-14-00015-P	..... exempt	Revisions to modify and clarify provisions related to electric generators taking transportation service under SC Nos. 7 and 14	To modify and clarify provisions related to electric generators taking transportation service under SC Nos. 7 and 14
PSC-32-14-00017-P	..... exempt	Transfer of Franchise or stocks and Issuance of Securities	To allow or disallow the merger of United Water Resources and United Water Mid-Atlantic Inc into United Water Works
PSC-32-14-00018-P	..... exempt	Modifications to provisions related to electric generators and cogeneration facilities	Revisions related to electric generators and cogeneration facilities and align KEDNY's tariff provisions with those of KEDLI
PSC-34-14-00006-P	..... exempt	Authorization of long-term loan	To allow or disallow Forever Wild Water Company to enter into long-term loan agreement.
PSC-34-14-00008-P	..... exempt	Petition for submetering of electricity.	To consider the request of 18 Gramercy Park Condominium to submeter electricity at 18 Gramercy Park, New York, New York.
PSC-34-14-00009-P	..... exempt	Whether to approve the Quadlogic S10N residential submeter.	Approval of the Quadlogic S10N Smart Meter for use in residential electric submetering is required by 16 NYCRR Parts 93 and 96.
PSC-35-14-00004-P	..... exempt	Regulation of a proposed electricity generation facility located in the Town of Brookhaven, NY	To consider regulation of a proposed electricity generation facility located in the Town of Brookhaven, NY
PSC-35-14-00005-P	..... exempt	Whether to permit the use of the Sensus iConA electric meter	Pursuant to 16 NYCRR Parts 92 and 93, Commission approval is necessary to permit the use of the Sensus iConA electric meter
PSC-35-14-00006-P	..... exempt	Minor electric rate filing	For approval to increase annual revenues by about \$135,554 or 27.8%

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-35-14-00008-P	..... exempt	Whether to approve, modify or reject in whole or in part an increase in annual revenues of approximately \$264,166 or 25%	Whether to approve, modify or reject in whole or in part an increase in annual revenues of approximately \$264,166 or 25%
PSC-36-14-00008-P	..... exempt	The Commission's regulatory framework will be revised to create a flexible platform for new energy products and services.	To allow energy efficiency and other distributed resources to take a primary role in the planning and operation of the grid.
PSC-36-14-00009-P	..... exempt	Modification to the Commission's Electric Safety Standards.	To consider revisions to the Commission's Electric Safety Standards.
PSC-36-14-00010-P	..... exempt	The procurement of Main Tier renewable resources will become the responsibility of the State's electric utilities.	To ensure the development of large-scale renewables in New York State to promote fuel diversity and reduce carbon emissions.
PSC-36-14-00011-P	..... exempt	To defer pension settlement losses associated with retirements in the year ended March 31, 2014.	To resolve the ratemaking of the pension settlement loss.
PSC-38-14-00003-P	..... exempt	Whether to approve, reject or modify, in whole or in part a time-sensitive rate pilot program.	Whether to approve, reject or modify, in whole or in part a time-sensitive rate pilot program.
PSC-38-14-00004-P	..... exempt	The study and petition of Con Edison regarding use, accounting and ratemaking treatment for 11-23 and 2-28 Hudson Ave. Brooklyn.	The study and petition of Con Edison regarding use, accounting and ratemaking treatment for 11-23 and 2-28 Hudson Ave. Brooklyn.
PSC-38-14-00005-P	..... exempt	Action on the report and petition of Con Edison regarding the Storm Hardening and Resiliency Collaborative, Phase 2.	Action on the report and petition of Con Edison regarding the Storm Hardening and Resiliency Collaborative, Phase 2.
PSC-38-14-00006-P	..... exempt	Demand Response Program.	To make revisions to Rider S - Commercial System Relief Program and Rider U - Distribution Load Relief Program.
PSC-38-14-00007-P	..... exempt	Whether to expand Con Edison's low income program to include Medicaid recipients.	Whether to expand Con Edison's low income program to include Medicaid recipients.
PSC-38-14-00008-P	..... exempt	The study and petition of Con Edison regarding use, accounting and ratemaking treatment for 11-23 and 2-28 Hudson Ave. Brooklyn.	The study and petition of Con Edison regarding use, accounting and ratemaking treatment for 11-23 and 2-28 Hudson Ave. Brooklyn.
PSC-38-14-00009-P	..... exempt	Action on the report and petition of Con Edison regarding the Storm Hardening and Resiliency Collaborative, Phase 2.	Action on the report and petition of Con Edison regarding the Storm Hardening and Resiliency Collaborative, Phase 2.
PSC-38-14-00010-P	..... exempt	Inter-carrier telephone service quality standard and metrics and administrative changes.	To review recommendations from the Carrier Working Group and incorporate appropriate modifications to the existing Guidelines.
PSC-38-14-00012-P	..... exempt	Action on the report and petition of Con Edison regarding the Storm Hardening and Resiliency Collaborative, Phase 2.	Action on the report and petition of Con Edison regarding the Storm Hardening and Resiliency Collaborative, Phase 2.
PSC-38-14-00013-P	..... exempt	Communication devices for daily meter reading for gas balancing services.	To allow for the installation of alternative communication devices used for daily meter reading for gas balancing services.
PSC-38-14-00016-P	..... exempt	Communication devices for daily meter reading for gas balancing services.	To allow for the installation of alternative communication devices used for daily meter reading for gas balancing services.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-38-14-00018-P	..... exempt	New electric utility demand response tariffs may be adopted.	To develop mature DER markets by enabling the development and use of DR as an economic system resource.
PSC-38-14-00019-P	..... exempt	Whether to approve, modify or reject in whole or in part an increase in annual revenues of approximately \$18,356 or 17.8%.	Whether to approve, modify or reject in whole or in part an increase in annual revenues of approximately \$18,356 or 17.8%.
PSC-38-14-00020-P	..... exempt	Various tariff revisions to the rates, charges, rules and regulations.	For approval to make various tariff revisions to P.S.C. No. 4 - Steam.
PSC-38-14-00021-P	..... 09/24/15	Service lines, leakage surveys, testing req'ts., MAOP, odorization, 16 NYCRR §§ 255.3(29); 255.723; 255.507; 255.619, 255.625.	To align State gas safety rules with federal gas safety requirements.
PSC-39-14-00012-P	..... exempt	Minor electric rate filing.	For approval to increase total annual revenues by about \$300,000 or 8.1%.
PSC-39-14-00014-P	..... exempt	Whether to permit the use of the SATEC EM133 electric submeter.	Pursuant to 16 NYCRR Parts 93 and 96, is necessary to permit the use of the SATEC EM133 electric submeter.
PSC-39-14-00020-P	..... exempt	Whether to permit the use of the Mueller Systems 400 Series and 500 Series of water meters	Pursuant to 16 NYCRR section 500.3, whether to permit the use of the Mueller Systems 400, and 500 Series of water meters
PSC-40-14-00008-P	..... exempt	To consider granting authorization for Buy Energy Direct to resume marketing to residential customers.	To consider granting authorization for Buy Energy Direct to resume marketing to residential customers.
PSC-40-14-00009-P	..... exempt	Whether to permit the use of the Itron Open Way Centron Meter with Hardware 3.1 for AMR and AMI functionality.	Pursuant to 16 NYCRR Parts 93, is necessary to permit the use of the Itron Open Way Centron Meter with Hardware 3.1.
PSC-40-14-00010-P	..... exempt	Notice of Intent to Submeter electricity.	To consider the request of Kimball Brooklands Corporation to submeter electricity at 1000 Palmer Road, Bronxville , New York.
PSC-40-14-00011-P	..... exempt	Late Payment Charge.	To modify Section 7.6 - Late Payment Charge to designate a specific time for when a late payment charge is due.
PSC-40-14-00013-P	..... exempt	Regulation of a proposed natural gas pipeline and related facilities located in the Town of Ticonderoga, NY.	To consider regulation of a proposed natural gas pipeline and related facilities located in the Town of Ticonderoga, NY.
PSC-40-14-00014-P	..... exempt	Waiver of 16 NYCRR Sections 894.1 through 894.4(b)(2)	To allow the Town of Goshen, NY, to waive certain preliminary franchising procedures to expedite the franchising process.
PSC-40-14-00015-P	..... exempt	Late Payment Charge.	To modify Section 6.6 - Late Payment Charge to designate a specific time for when a late payment charge is due.
PSC-41-14-00009-P	..... exempt	Establishment of a Clean Energy Fund and related actions	Consideration of proposal by NYSERDA for the establishment of a Clean Energy Fund and related actions
PSC-41-14-00010-P	..... exempt	Reallocation of EEPS and SBC funds	Consideration of proposal by NYSERDA for reallocation of EEPS and SBC funds

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-41-14-00011-P	..... exempt	Establishment of annual collections caps and collection and spending mechanisms as described in the Clean Energy Fund Proposal	Consideration of proposal by NYSEDA for the establishment of annual collections caps and collection and spending mechanisms
PSC-41-14-00012-P	..... exempt	Funding and management of the NY-Sun program as described in the Clean Energy Fund Proposal	Consideration of proposal by NYSEDA for the funding and management of the NY-Sun program
PSC-41-14-00013-P	..... exempt	Funding and management of the New York Green Bank as described in the Clean Energy Fund Proposal and NY Green Bank Petition	Consideration of proposal by NYSEDA for the funding and management of the New York Green Bank
PSC-41-14-00014-P	..... exempt	Funding and management of a Market Development program as described in the Clean Energy Fund Proposal	Consideration of proposal by NYSEDA for the funding and management of a Market Development program
PSC-41-14-00015-P	..... exempt	Funding and management of a Technology and Business Innovation program as described in the Clean Energy Fund Proposal	Consideration of proposal by NYSEDA for the funding and management of a Technology and Business Innovation program
PSC-41-14-00016-P	..... exempt	Inter-carrier telephone service quality standards and metrics	To review recommendations from the Carrier Working Group and incorporate modifications to the existing Guidelines
PSC-42-14-00003-P	..... exempt	Annual Reconciliation of Gas Expenses and Gas Cost Recoveries	The filings of various LDCs and municipalities regarding their Annual Reconciliation of Gas Expenses and Gas Cost Recoveries
PSC-42-14-00004-P	..... exempt	Winter Bundled Sales Service Option	To modify SC-11 to remove language relating to fixed storage charges in the determination of the Winter Bundled Sales charge
PSC-43-14-00004-P	..... exempt	Modification to the Commission's Electric Safety Standards	To consider revisions to the Commission's Electric Safety Standards
PSC-44-14-00020-P	..... exempt	LDC inspection and remediation plans for plastic fusions	Whether to order LDCs to comply with their filed plans that address any safety risks associated with plastic fusions
PSC-44-14-00021-P	..... exempt	Define incremental cost of gas	To define the incremental cost of gas and to streamline the Definitions and Abbreviations section
PSC-44-14-00022-P	..... exempt	To enter into a loan agreement and to extend the loan surcharge with EFC	To allow Beaver Dam Lake Water Corporation to enter into a loan agreement and to extend the loan surcharge
PSC-44-14-00023-P	..... exempt	Petition for rehearing filed by West Valley Crystal Water Company, Inc. on October 9, 2014	Petition for rehearing filed by West Valley Crystal Water Company, Inc. on October 9, 2014
PSC-45-14-00002-P	..... exempt	Proposed Public Policy Transmission Needs/ Public Policy Requirements, as defined under the NYISO tariff	To identify any proposed Public Policy Transmission Needs/Public Policy Requirements for referral to the NYISO
PSC-45-14-00003-P	..... exempt	Notice of Intent to Submeter electricity	To consider the request of Bedford-Stuyvesant South One LLC to submeter electricity at 27 Albany Avenue, Brooklyn, NY
PSC-45-14-00004-P	..... exempt	Petition for submetering of electricity	To consider the request of C B Frontier LLC, to submeter electricity at 200 East 39th Street, New York, New York

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-46-14-00006-P	..... exempt	To consider the request for waiver of the individual residential unit meter requirements and 16 NYCRR 96.1(a).	To consider the request for waiver of the individual residential unit meter requirements and 16 NYCRR 96.1(a).
PSC-46-14-00007-P	..... exempt	Modifications to General Rule 17.5 - Requests for Aggregated Company Records.	Modifications to General Rule 17.5 - Requests for Aggregated Company Records.
PSC-46-14-00008-P	..... exempt	Funding and eligibility rules for the Green Bank program as described in the Green Bank Petition.	Consideration of proposal by NYSEDA for the funding and eligibility rule changes for the Green Bank program.
PSC-46-14-00009-P	..... exempt	Continuation of exemptions from standby rates for beneficial forms of distributed generation and small combined heat and power.	To continue the exemptions from standby rates for beneficial forms of distributed generation and small combined heat and power.
PSC-46-14-00010-P	..... exempt	Modifications to General Information Section IV.3(c) - Requests for Aggregated Company Records.	Modifications to General Information Section IV.3(c) - Requests for Aggregated Company Records.
PSC-46-14-00011-P	..... exempt	Disposition of proceeds from sale of headquarters.	To allow or disallow New York American Water Company to use sales proceeds to offset its Revenue and Property Tax Reconciliation
PSC-46-14-00012-P	..... exempt	To consider proposals for changes to the Electronic Data Interchange standards.	To consider proposals for changes to the Electronic Data Interchange standards.
PSC-47-14-00012-P	..... exempt	Consideration of the National Grid Implementation Plan and audit recommendations	To approve, modify or reject, in whole or in part, National Grid's Implementation Plan
PSC-48-14-00010-P	..... exempt	Major gas rate increase filing.	To establish rates and practices for gas service.
PSC-48-14-00011-P	..... exempt	Major electric rate increase filing.	To establish rates and practices for electric service.
PSC-48-14-00012-P	..... exempt	Authority to update its System Improvement Charge (SIC Mechanism).	To allow or disallow New York American Water Company to update its System Improvement Charge (SIC Mechanism).
PSC-48-14-00013-P	..... exempt	Petition for submetering of electricity.	To consider the request of Albee Tower 1 Owners LLC to submeter electricity at 70 Fleet Street, Brooklyn, New York.
PSC-48-14-00014-P	..... exempt	Considering the recommendations contained in Staff's electric outage investigation report for MNRR, New Haven Line.	To consider the recommendations contained in Staff's electric outage investigation report for MNRR, New Haven Line.
PSC-49-14-00002-P	..... exempt	Whether to make revisions to Rider S - Commercial System Relief Program and Rider U - Distribution Load Relief Program	Whether to make revisions to Rider S - Commercial System Relief Program and Rider U - Distribution Load Relief Program
PSC-51-14-00005-P	..... exempt	Petitioner requests an order modifying its existing maintenance tier contract offered under the RPS Program	To resume operation of a 21 MW biomass fueled electric generating facility in Chateaugay, New York
PSC-51-14-00006-P	..... exempt	The Northeast Power Coordinating Council, Inc's A-Criteria documents and Criteria	To adopt revisions to various rules and measurements of the Northeast Power Coordinating Council, Inc.
PSC-52-14-00019-P	..... exempt	Petition for a waiver to master meter electricity.	Considering the request of 614 South Crouse Avenue, LLC to master meter electricity at 614 South Crouse Avenue, Syracuse, NY..

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-52-14-00020-P	..... exempt	The New York State Reliability Council's establishment of an Installed Reserve Margin of 17.0%.	To adopt an Installed Reserve Margin for the Capability Year beginning May 1, 2015, and ending April 30, 2016.
PSC-52-14-00021-P	..... exempt	Requirements and conditions for the net metering of customer-sited generation facilities.	To consider requirements and conditions for the net metering of customer-sited generation facilities.
PSC-52-14-00022-P	..... exempt	Petition for submetering of electricity.	To consider the request of Kingsview Homes, Inc. to submeter electricity at 125 Ashland Place, Brooklyn, New York.
PSC-52-14-00023-P	..... exempt	LDC inspection and remediation plans for plastic fusions.	Whether to order Con Ed and ORU to comply with their filed plans that address any safety risks associated with plastic fusions.
PSC-52-14-00024-P	..... exempt	Distributed Generation (DG), Natural Gas Vehicle (NGV) and Prime-WNY programs.	To extend the DG and NGV programs to March 31, 2018 and for authorization of the Prime-WNY program.
PSC-52-14-00025-P	..... exempt	Whether to approve, modify or reject in whole or in part an increase in annual revenues of approximately \$24,000 or 48%.	Whether to approve, modify or reject in whole or in part an increase in annual revenues of approximately \$24,000 or 48%.
PSC-52-14-00026-P	..... exempt	Community Choice Aggregation.	To consider action related to Community Choice Aggregation.
PSC-01-15-00014-P	..... exempt	State Universal Service Fund Disbursements	To consider Edwards Telephone Company's request for State Universal Service Fund disbursements
PSC-01-15-00015-P	..... exempt	NYSEG is seeking waivers from certain regulatory requirements contained in an Order issued in Case 14-G-0197 on October 6, 2014	NYSEG is seeking waivers because it cannot certify the existing propane distribution system complies with certain regulations
PSC-01-15-00016-P	..... exempt	State Universal Service Fund Disbursements	To consider Port Byron Telephone Company's request for State Universal Service Fund disbursements
PSC-01-15-00017-P	..... exempt	Reimbursement of costs for construction under 16 NYCRR 230	To determine proper reimbursement for costs related to trenching and construction
PSC-01-15-00018-P	..... exempt	State Universal Service Fund Disbursements	To consider Township Telephone Company's request for State Universal Service Fund disbursements
PSC-01-15-00019-P	..... exempt	Rule 50 - Reliability Support Services (RSS) Surcharge.	To make a clarifying revision to Rule 50 - Reliability Support Services (RSS) Surcharge.
PSC-01-15-00020-P	..... exempt	A Pilot Community Choice Aggregation Program	To consider approval of a Pilot Community Choice Program and customer information transfer
PSC-02-15-00005-P	..... exempt	Approving the 2014 electric emergency response plans for New York's six major electric utilities.	Approving the 2014 electric emergency response plans for New York's six major electric utilities.
PSC-03-15-00002-P	..... exempt	Waiver of tariff provisions related to SC 14 Non-Core Transportation Services for Electric Generation	To determine whether a waiver is warranted

Action Pending Index

NYS Register/January 21, 2015

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-03-15-00003-P	..... exempt	To allow residential customers to opt out of AMR metering for gas and make other tariff changes related to gas metering	To allow residential customers to opt out of AMR metering for gas and make other tariff changes related to gas metering
PSC-03-15-00004-P	..... exempt	To allow residential customers a one time election to opt out of AMR metering and make other tariff changes related to metering	To allow residential customers a one time election to opt out of AMR metering and make other changes related to metering
PSC-03-15-00005-P	..... exempt	Minor electric rate filing	For approval to increase annual revenues by about \$300,000 or 17.96%
STATE, DEPARTMENT OF			
DOS-41-14-00001-P	..... 10/20/15	Minimum standards for code enforcement training	To establish minimum training standards so as to increase the level of competency and reliability of code enforcement personnel
DOS-02-15-00004-EP	..... 03/01/16	Use of truss type, pre-engineered wood or timber construction in residential structures	To implement the provisions of new section 382-b of the Executive Law, as added by chapter 353 of the Laws of 2014
STATE UNIVERSITY OF NEW YORK			
SUN-47-14-00009-P	..... 11/26/15	Tuition and fees at State-operated units of State University	To amend the in-state tuition rates where so required under state or federal law
TAXATION AND FINANCE, DEPARTMENT OF			
TAF-48-14-00002-P	..... exempt	Fuel use tax on motor fuel and diesel motor fuel and the art. 13-A carrier tax jointly administered therewith	To set the sales tax component and the composite rate per gallon for the period January 1, 2015 through March 31, 2015
TAF-48-14-00003-P	..... 12/03/15	Filing requirements for farm distilleries under Article 18 of the Tax Law	To allow farm distilleries to file annual rather than monthly alcoholic beverage tax returns
TEMPORARY AND DISABILITY ASSISTANCE, OFFICE OF			
TDA-49-14-00001-P	..... 12/10/15	Local Advisory Councils	Repeal the regulatory requirement that social services districts establish and maintain local advisory councils
TDA-49-14-00003-P	..... 12/10/15	Public Assistance Schedules	To update certain public assistance schedules to comply with the schedules in Social Services Law § 131-a
TDA-52-14-00001-P	..... 12/31/15	“Food Stamp Program” renamed “Supplemental Nutrition Assistance Program” (SNAP); Food Assistance Program (FAP) repealed; certain public assistance employment program reporting requirements modified	To render subject State regulations consistent with cited statutory authority and chapter 360 of the Laws of 2003, part C of chapter 57 of the Laws of 2005 and chapter 41 of the Laws of 2012
TRANSPORTATION, DEPARTMENT OF			
TRN-35-14-00001-P	..... 09/03/15	Regulation of commercial motor carriers operating in New York State	The rules incorporate Title 49 CFR provisions pursuant to regulation of commercial motor carriers operating in New York State

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
TRANSPORTATION, DEPARTMENT OF			
TRN-40-14-00005-P	..... 10/08/15	Consolidated Local Street and Highway Improvement Program (CHIPS)	To correct minor inaccuracies and to reduce certification requirements for municipalities in regard to CHIPS grant allocations
TRIBOROUGH BRIDGE AND TUNNEL AUTHORITY			
TBA-48-14-00004-P	..... exempt	A proposal to establish a new crossing charge schedule for use of bridges and tunnels operated by TBTA	A proposal to raise additional revenue

SECURITIES OFFERINGS

STATE NOTICES

Published pursuant to provisions of General Business Law
[Art. 23-A, § 359-e(2)]

DEALERS; BROKERS

17 Sibley Place, LLC
6107 Route 15A, Springwater, NY 14560
State or country in which incorporated — New York

Airman Products LLC
130 Keystone Dr., Montgomeryville, PA 18936
State or country in which incorporated — Delaware

Albany Road - WEP Investor LLC
10 High St., Suite 700, Boston, MA 02110
Partnership — Albany Road - WEP Investor Manager LLC

Altus Toxicology, LP
11233 Shadow Creek Pkwy., Suite 313, Pearland, TX 77584
Partnership — Altus Toxicology GP, LLC

Apploi Holdings Inc.
243 W. 30th St., 11th Fl., New York, NY 10001
State or country in which incorporated — Delaware

Avet Capital Partners, LP
c/o Avet Capital Partners GP, LLC, One Penn Plaza, Suite 5320, New York, NY 10119
Partnership — Avet Capital Partners GP, LLC

Avet Capital Partners Offshore Fund, Ltd.
c/o Avet Capital Management, LLC, One Penn Plaza, Suite 5320, New York, NY 10119
State or country in which incorporated — Cayman Islands

AzurRx BioPharma, Inc.
1410 Broadway, 23rd Fl., New York, NY 10018
State or country in which incorporated — Delaware

Best One, Inc., The
2650 N. Military Trail, Boca Raton, FL 33431
State or country in which incorporated — Florida

Brook Lane Milwaukee Associates LP
c/o Capital Solutions, Inc., 910 Harvest Dr., Suite 105, Blue Bell, PA 19422
Partnership — HRG Brook Lane GP LLC

Calendre Company
69 Judith Court, East Rockaway, NY 11518
State or country in which incorporated — Delaware

CD Capital Natural Resources Fund III L.P.
dms House, 20 Genesis Close, George Town, P.O. Box 1344, Grand Cayman, Cayman Islands, KY1-1108
Partnership — CD Capital Natural Resources Fund III GP Limited

Colchester Fixed Income Total Return Fund, The
c/o Colchester Global Investors, Inc., 885 Third Ave., 24th Fl., New York, NY 10022

CP Realty Investments, LP
c/o Murray LLP, 305 Broadway, 7th Fl., New York, NY 10007
Partnership — CP Realty GP, LLC

Cue Inc.
10525 Vista Sorrento Pkwy., Suite 105, San Diego, CA 92121
State or country in which incorporated — California

Device42, Inc.
602 Woodland Hills Dr., Trumbull, CT 06611
State or country in which incorporated — Delaware

Direct Lending Fund II SLP
24 rue Beaumont, Luxembourg, L-1219
Partnership — Direct Lending Fund II, general partner S.a.r.l.

Diversified U.S. Equities Sectors Fund, LLC
1271 Avenue of the Americas, Suite 4300, New York, NY 10020

Divisar Partners, L.P.
275 Sacramento St., 8th Fl., San Francisco, CA 94111
Partnership — Divisar Capital Management, LLC

DoubleLine Opportunistic Income LP
333 S. Grand Ave., 18th Fl., Los Angeles, CA 90071
Partnership — DoubleLine Opportunistic Income GP LLC

Evergreen Advantage, LLC, The
1424 4th St., Suite 777, Santa Monica, CA 90401

FastTrack Capital Management, LLC
446 E. 20th St., Suite 11C, New York, NY 10009

GB Leasing Capital, LLC
P.O. Box 2270, Sisters, OR 97759
State or country in which incorporated — Oregon limited liability company

Golub Capital Investment Corporation
150 S. Wacker Dr., Suite 800, Chicago, IL 60606
State or country in which incorporated — Maryland

HGGC Fund II-D, L.P.
1950 University Ave., Suite 350, Palo Alto, CA 94303
Partnership — HGGC Fund II GP, L.P.

Hudson Housing Tax Credit LXV LP
630 Fifth Ave., 28th Fl., New York, NY 10111
Partnership — Hudson GP LXV LLC

Intellicell Biosciences, Inc.
460 Park Ave., 17th Fl., New York, NY 10022
State or country in which incorporated — Nevada

iTel Companies, Inc.
10165 N. 92nd St., Suite 101, Scottsdale, AZ 85258
State or country in which incorporated — Delaware

Linden Capital Partners III LP
111 S. Wacker Dr., Suite 3350, Chicago, IL 60606
Partnership — Linden Manager III LP

Linden Capital Partners III-A, LP
111 S. Wacker Dr., Suite 3350, Chicago, IL 60606
Partnership — Linden Manager III LP

Lionheart Industrial Group LLC
130 Keystone Dr., Montgomeryville, PA 18936
State or country in which incorporated — Delaware

Loadsmart, Inc.
680 Fifth Ave., Suite 1901, New York, NY 10019
State or country in which incorporated — Delaware

Metrocity Bankshares, Inc.
5441 Buford Hwy., Suite 109, Doraville, GA 30349
State or country in which incorporated — Georgia

MFR Partners XVI, LLC
735 Lake St. E, Wayzata, MN 55391

Passco Capital, Inc.
2050 Main St., Suite 650, Irvine, CA 92614
State or country in which incorporated — California

PCCP Steed Creek Co-Investors, L.P.
10100 Santa Monica Blvd., Suite 1000, Los Angeles, CA 90067
Partnership — PCCP Steed Creek GP, LLC

Playpower Labs, Inc.
5801 Bryant St., #1, Pittsburgh, PA 15206
State or country in which incorporated — Delaware

Playrific, Inc.
Seven Esquire Rd., Billerica, MA 01862
State or country in which incorporated — Delaware

PVAM Perlus Microcap Fund, L.P.
37 Esplanade, St. Helier, Jersey JE1 2TR
Partnership — PVAM Limited

Ridgewood Private Equity Partners Energy Access Fund, LLC
14 Philips Pkwy., Montvale, NJ 07645
State or country in which incorporated — Delaware

Rocki Technology, Inc.
c/o TechStars, 179 Lincoln St., Boston, MA 02111
State or country in which incorporated — Delaware

RT SC Co-Invest, LLC
260 E. Brown St., Suite 380, Birmingham, MI 48009
State or country in which incorporated — Delaware

SC NYC 1, LLC
598 Broadway, Suite 9W, New York, NY 10012
State or country in which incorporated — New York

SEI Investments Distribution Co.
One Freedom Valley Dr., Oaks, PA 19456
State or country in which incorporated — Pennsylvania

SG3 Capial, LLC
195 Hudson St., 4A, New York, NY 10013
Partnership — SG3 Management, LLC

Special Investment Series Fund, LLC
c/o 1919 Investment Counsel, LLC, 100 International Dr., Baltimore,
MD 21202-1099
State or country in which incorporated — Delaware

Stone Arch Capital III, L.P.
800 Nicolett Mall, Suite 1150, Minneapolis, MN 55402
Partnership — Stone Arch Capital Management III, L.P.

Strategic Financial Alliance, Inc., The
2200 Century Pkwy., Suite 500, Atlanta, GA 30345
State or country in which incorporated — Georgia

T. Rowe Price International Funds, Inc. T. Rowe Price Global High
Income Bond Fund
100 E. Pratt St., Baltimore, MD 21202
State or country in which incorporated — Maryland

T. Rowe Price International Funds, Inc. T. Rowe Price Global
Unconstrained Bond Fund
100 E. Pratt St., Baltimore, MD 21202
State or country in which incorporated — Maryland

Tanglewood Apartments of Tallahassee LLC
20283 State Rd. 7, Suite 300, Boca Raton, FL 33498
State or country in which incorporated — Florida

TMG Energy Corp.
555 Theodore Fremd Ave., Sutie C-200, Rye, NY 10580
State or country in which incorporated — Nevada

Vista Drilling Program 2014 Limited Partnership
61 McMurray Rd., Suite 300, Pittsburgh, PA 15241
Partnership — Vista Energy Resources, Inc., general partner

Westmoreland Capital Corporation
2350 N. French Rd., Suite 12A, Getzville, NY 14068
State or country in which incorporated — New York

Whitehall-Parker Securities, Inc.
477 Pacific Ave., 2nd Fl., San Francisco, CA 94133
State or country in which incorporated — California

MISCELLANEOUS NOTICES/HEARINGS

Notice of Abandoned Property Received by the State Comptroller

Pursuant to provisions of the Abandoned Property Law and related laws, the Office of the State Comptroller receives unclaimed monies and other property deemed abandoned. A list of the names and last known addresses of the entitled owners of this abandoned property is maintained by the office in accordance with Section 1401 of the Abandoned Property Law. Interested parties may inquire if they appear on the Abandoned Property Listing by contacting the Office of Unclaimed Funds, Monday through Friday from 8:00 a.m. to 4:30 p.m., at:

1-800-221-9311
or visit our web site at:
www.osc.state.ny.us

Claims for abandoned property must be filed with the New York State Comptroller's Office of Unclaimed Funds as provided in Section 1406 of the Abandoned Property Law. For further information contact: Office of the State Comptroller, Office of Unclaimed Funds, 110 State St., Albany, NY 12236.

PUBLIC NOTICE

New York State and Local Retirement Systems Unclaimed Amounts Payable to Beneficiaries

Pursuant to the Retirement and Social Security Law, the New York State and Local Retirement Systems hereby gives public notice of the amounts payable to beneficiaries.

The State Comptroller, pursuant to Sections 109(a) and 409(a) of the Retirement and Social Security Law has received, from the New York State and Local Retirement Systems, a listing of beneficiaries or estates having unclaimed amounts in the Retirement System. A list of the names contained in this notice is on file and open to public inspection at the office of the New York State and Local Retirement Systems located at 110 State St., in the City of Albany, New York.

Set forth below are the names and addresses (last known) of beneficiaries and estates appearing from the records of the New York State and Local Retirement Systems, entitled to the unclaimed benefits.

At the expiration of six months from the date of publication of this list of beneficiaries and estates, unless previously paid to the claimant, the amounts shall be deemed abandoned and placed in the pension accumulation fund to be used for the purpose of said fund.

Any amounts so deemed abandoned and transferred to the pension accumulation fund, may be claimed by the executor or administrator of the estates or beneficiaries so designated to receive such amounts, by filing a claim with the State Comptroller. In the event such claim is properly made, the State Comptroller shall pay over to the estates or to the person or persons making such claim, the amount without interest.

ACOSTA JR,EUGENE N FAYETTEVILLE NC
BENDICK,CAITLYN RENSSELAER NY
BOOTH,MARISSA SALAMANCA NY
BRENNEN,JAMES DENVER CO
CAIN,LA KOTA AMENIA NY
CAROL K CAPIZZI,LIVING TRUST GRAY TN
CERULLI,VERNA ESTATE OF SUFFERN NY

CONROY,WILLIAM P ESTATE OF MOUNTAIN HOME PA
DEBELACK,DOROTEA T WASHINGTON DC
DOOLITTLE,MILDRED L ESTATE OF PASCO WA
DUNAWAY,CONNIE M UTICA NY
DUNAWAY,KIMBERLY M UTICA NY
FOSTERIS,MICHAEL ESTATE OF WOODSIDE NY
FRAGOLA,LILLIAN M ESTATE OF CORAL SPRINGS FL
HEPPNER,KATHERINE J ESTATE TIVOLI NY
HOWARD,HAZEL M ESTATE OF HORNELL NY
JACKSON,NASSIR RALEIGH NC
KAVANAUGH,MARY P ESTATE OF ALBANY NY
KENNEY,BEATRICE E ESTATE OF GARNERVILLE NY
KORYKORA,TESSIE ESTATE OF SPRING HILL FL
KRONMAN,JOAN M BUFFALO NY
LA RUSSA,CARLA JANE NORTH TONAWANDA NY
LEWIS,KILLE LATHAM NY
LEWIS,LYNN COPIAGUE NY
LIBBY,ALICE E ESTATE OF WESTBROOK ME
LYNEHAN JR,WILLIAM W ESTATE OF DOVER PLAINS NY
MACDONALD,JOHN E ESTATE OF SILVERDALE WA
MALLON,MARYBETH MAHOPAC NY
MC MAHON,PATRICK J,III LATHAM NY
MC MEANS,KAREN M LONGMONT CO
MC NEILL,MARY J ESTATE OF SOMERS NY
MCNEILL,JAMES G SOMERS NY
MOORE,GLADYS L ESTATE OF PHILADELPHIA PA
MOORE,JAMES F ESTATE OF DOUGLASTON NY
PASSANTE,JOHN NEIL HIGHLAND NY
PHILLIPS,ELIZABETH G PITTSFORD NY
PHILLIPS,JERRY D ESTATE OF PITTSFORD NY
QUINN,SHIRLEY JEAN ESTATE OF AMSTERDAM NY
RYBICKI,KERRY LATHAM ID
SCHURR,ESTATE OF EDWARD M PINEVILLE GA
SMITH,GERTRUDE E ESTATE OF SPRAKERS NY
SOSA,CRISTINA I SAN FRANCISCO CA
SQUIRES,STANLEY ESTATE OF BRADENTON FL
TERRUSO,HELEN ESTATE OF BROOKLYN NY
TRUMBLE,BETTY ESTATE OF VERO BEACH FL
WEINBERG,LESLIE BROCKTON MA
WHEELER,JOAN C ESTATE OF CAMDEN NY
WHITAKER,DOROTHY W ESTATE OF SPENCERPORT NY
WILLHOFF,YVONNE ESTATE OF WEST SENECA NY
WILSON,ARIANNA SARAI RALEIGH NC

PUBLIC NOTICE PSEG Long Island LLC

On December 15, 2014, pursuant to New York Public Authorities Law Section 1020-f(cc), the Long Island Power Authority (Authority)

and PSEG Long Island filed with the New York State Department of Public Service (Department) an emergency response plan (2015 Electric Emergency Response Plan for PSEG Long Island (Plan)) to assure the reasonably prompt restoration of service in the case of a storm or other cause beyond the control of the Authority and PSEG Long Island. The Plan was prepared in accordance with Section 66(21)(a) of the New York State Public Service Law (PSL) and the regulations of the Public Service Commission adopted thereunder.

Subject to review and recommendation by the Department in accordance with PSL Section 3-b(3)(c), the Authority may adopt, amend, or reject the Plan, in whole or in part.

Copies of the Plan are posted on the website of the Long Island Power Authority (<http://www.lipower.org/>); the website of PSEG Long Island (<https://www.psegliny.com/>); and the website of the New York State Department of Public Service (Matter number 14-02422). Comments may be submitted via mail or email to the Department of Public Service and PSEG Long Island (at the addresses immediately below) within 45 days of the date of publication of this notice. Comments submitted to the Department should refer to Matter No. 14-02422 - In the Matter of the 2015 Emergency Response Plan of PSEG Long Island.

Kathleen Burgess, Secretary
Department of Public Service
Three Empire State Plaza
Albany, NY 12223
Email: secretary@dps.ny.gov

Louis DeBrino
Manager, Emergency Preparedness
PSEG Long Island
175 East Old Country Road
Hicksville, NY 11801
Email: Louis.DeBrino@PSEG.com

PUBLIC NOTICE

Department of State

WHEREAS, on the seventeenth day of November, two thousand fourteen, the Attorney General duly certified to the Department of State that the following corporation formed pursuant to the Not-for-Profit Corporation Law and registered with the Attorney General pursuant to Article 8 of the Estates, Powers and Trusts Law has not filed annual financial reports for each of the five years immediately preceding the date of such certification:

Belgian Art Foundation in the United States Inc.

NOW, THEREFORE, I, Cesar A. Perales, Secretary of State of the State of New York, do declare and proclaim that Belgian Art Foundation in the United States Inc. is hereby dissolved and its certificate of incorporation forfeited pursuant to the provisions of section 1014 of the Not-for-Profit Corporation Law of the State of New York.

[SEAL]

WITNESS my hand and the official seal of the Department of State at its office in the City of Albany this twenty-first day of January in the year two thousand fifteen.

CESAR A. PERALES
Secretary of State

PUBLIC NOTICE

Department of State

Proclamation

Revoking Limited Liability Partnerships

WHEREAS, Article 8-B of the Partnership Law, requires registered limited liability partnerships and New York registered foreign limited liability partnerships to furnish the Department of State with a statement every five years updating specified information, and

WHEREAS, the following registered limited liability partnerships and New York registered foreign limited liability partnerships have not furnished the department with the required statement, and WHEREAS, such registered limited liability partnerships and New York registered foreign limited liability partnerships have been provided with 60 days notice of this action;

NOW, THEREFORE, I, Cesar A. Perales, Secretary of State of the State of New York, do declare and proclaim that the registrations of the following registered limited liability partnerships are hereby revoked and the status of the following New York foreign limited liability partnerships are hereby revoked pursuant to the provisions of Article 8-B of the Partnership Law, as amended:

DOMESTIC REGISTERED LIMITED LIABILITY PARTNERSHIPS

A

ADVANCED BEHAVIORAL HEALTH LLP (04)

ALTER & ALTER, L.L.P. (99)

B

BIERMAN & PALITZ, LLP (09)

BOGLEV & COUNTS, LLP (09)

C

CONIGATTI & RYAN, LLP (99)

D

DOLOBOFF & NADLER LLP (99)

DOMINIQUE ROMULUS LAW LLP (09)

F

FASMAN, KLEIN & FELDSTEIN, LLP (09)

FIELDS & AHN LLP (99)

G

GARGER ASSOCIATES, LLP (04)

GARGER CHIROPRACTIC ASSOCIATES, LLP (04)

GLASER & WEINER, LLP (09)

GOLD, STEWART & BENES, LLP (04)

GOLDFINGER & LASSAR LLP (99)

GOLDSTEIN HILL & WEST ARCHITECTS, LLP (09)

GREAT EXPRESSIONS DENTAL SMILE LLP (09)

H

HUDSON VALLEY OBSTETRIC & GYNECOLOGICAL ASSOCIATES, LLP (04)

J

JAKUBOWITZ & CHUANG LLP (09)

JAMES, LASALA & ASSOCIATES, LLP (99)

L

LANE & SEIDMAN LLP (09)

LAW OFFICE OF ROBERT MARTINEZ, LLP (09)

LAW OFFICES OF JOSEPH E. BACHELDER, LLP (04)

M

MARIA TORROELLA CARNEY, M.D., L.L.P. (04)

MARTIN AND LOIACONO, LLP (04)

MINA HIGGINS & EBER, LLP (09)

MOLO LAMKEN LLP (09)

N

NEW YORK INFORMATION GLOBAL SOLUTIONS, LLP (09)

O

ORTHOPAEDIC FACULTY PRACTICE ASSOCIATES, LLP (99)

P

PECONIC RNFA ASSOCIATES, LLP (99)

R

ROMANOVSKY LAW, LLP (09)

S

SHAVELSON NEUMAN & CO. LLP (04)
 SHAY & MAGUIRE LLP (04)
 SPECIAL TOUCH FOOT CARE, LLP (09)
 STALKER, VOGRIN, BRACKEN & FRIMET LLP (09)
 STOROBIN & SPODEK, LLP (09)

T
 TAUS, CEBULASH & LANDAU, LLP (09)
 THE BIGGERSTAFF LAW FIRM, LLP (04)
 THE ULASEWICZ LAW FIRM, LLP (04)

V
 VROOMAN & KOHLER LLP (04)

Z
 ZICHELLO & MCINTYRE, LLP (99)
 FOREIGN REGISTERED LIMITED
 LIABILITY PARTNERSHIPS

B
 BUCKLEYSANDLER LLP (09) (DC)

C
 CF & CO., L.L.P. (04) (TX)

J
 JOLAS & ASSOCIATES, LLP (09) (IA)

T
 THE EXETER LAW GROUP LLP (09) (DC)

petitioner requests a variance to Change the occupancy of an existing R-1 occupancy to R-2 occupancy. Petitioner is seeking relief from the NYSBC section 1208.4 Efficiency dwelling units.

1. The unit shall have a living room of not less than 220 square feet (20.4 m²) of floor area. An additional 100 square feet (9.3 m²) of floor area shall be provided for each occupant of such unit in excess of two.

[SEAL] WITNESS my hand and the official seal of the Department of State at its office in the City of Albany this twenty-first day of January in the year two thousand fifteen.
 CESAR A. PERALES
Secretary of State

PUBLIC NOTICE

Uniform Code Regional Boards of Review

Pursuant to 19 NYCRR 1205, the petitions below have been received by the Department of State for action by the Uniform Code Regional Boards of Review. Unless otherwise indicated, they involve requests for relief from provisions of the New York State Uniform Fire Prevention and Building Code. Persons wishing to review any petitions, provide comments, or receive actual notices of any subsequent proceeding may contact Brian Tollsen, Building Standards And Codes, Department of State, One Commerce Plaza, 99 Washington Ave., Albany, NY 12231, (518) 474-4073 to make appropriate arrangements.

2014-0648 Matter of Thomas Cabins Attn.: Mike Lasell, MBL Engineering, 65 Caster Rd., Sandy Creek, New York, NY 13145. Owner: Jaclyn Thomas, 1079 Albion Cross Rd., Albion NY 13145. The petitioner requests a variance to remove replace and upgrade current cabins of 384 sqft without providing the required Automatic Fire Sprinkler System as required in the NYSBC section 903.2.7. Group R. An automatic sprinkler system installed in accordance with Section 903.3 shall be provided throughout all buildings with a Group R fire area.

2014-0658 Matter of Thousand Island Inn, 335 Riverside Drive, Clayton NY 13624 Attn: Brian Jones, of Aubertine and Currier Architects, Engineers & Land Surveyors LLC, 522 Bradley Street, Village of Clayton, Jefferson County, State of New York. Petitioner requests relief from section 903.3.1 NYSBC which requires an NFPA 13 Automatic Fire Sprinkler System be installed and the approval of an NFPA 13R Automatic Fire Sprinkler system.

2014-0669 Matter of JAIAMBE Hotels LLC, 652 Arsenal Street, Watertown, NY 13601. Attn: Patrick J. Currier, Aubertine and Currier Architects, Engineers & Land Surveyors LLC, 522 Bradley Street, City of Watertown, Jefferson County, State of New York. The

